

SCV

COMMONWEALTH OF MASSACHUSETTS

COUNTY OF WORCESTER

AFFIDAVIT OF SERVICE

I, Norman Brodeur, being first duly sworn on oath deposes and say: That I am a citizen of the United States over the age of 21 years; that I have no interest whatsoever in the within entitles matter; that I am a regularly appointed Deputy Sheriff of Worcester County, Massachusetts, and as such have the power to serve civil process within the said County.



Worcester County Sheriff's Office

P.O. Box 1066 Worcester, MA 01613

(508) 752-1100

2/10/2021

I hereby certify and return that on 2/9/2021 at 10:11 AM I served a true and attested copy of the TEMPORARY RESTRAINING ORDER, SUMMONS, ORDER-MOTION IN FORMA PAUPERIS, COMPLAINT in this action in the following manner: To wit, by delivering in hand to AIDAN T KEARNEY at 111 MASON ROAD JEFFERSON, MA 01522 .

Norman Brodeur

Norman Brodeur
Deputy Sheriff

Date: Feb 10, 2021

Donna M. Belanger
Donna M. Belanger / Notary Public
My Commission Expires October 30, 2026

FILED IN OPEN COURT
Date <u>2-19-21</u>
Clerk * M. K. Rachiele



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff Ashley Saint Angelo v. Defendant Aidan Kearney <u>Date: 12-26-21</u> Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Civil Action File Number PC-2021-00224
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TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 02/19/2021 at 2pm (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.
2. The Defendant, Aidan Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.
3. This restraining order shall expire on 2/19/21.
4. OTHER:

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, AIDAN KEARNEY, FORTHWITH.

Entered as an Order of the court on 1/25/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk ENTER: /s/ Melissa E. Darigan Associate Justice
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SC-CMS-18 (revised July 2020)

True Copy Attest

 Clerk of Superior Court
 County of Providence & Bristol
 State of Rhode Island



STATE OF RHODE ISLAND
SUPERIOR COURT
SUMMONS

Civil Action File Number PC-2021-00224	
Plaintiff Ashley Saint Angelo ppa Anthony St. Angelo v. Aidan Kearney, Julianne Kearney Defendant	Attorney for the Plaintiff or the Plaintiff Ashley Saint Angelo Address of the Plaintiff's Attorney or the Plaintiff
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant 111 Mason RD Jefferson MA 01522

TO THE DEFENDANT, Aidan Kearney:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

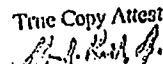
As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 1/12/2021.

/s/ Henry Kinch
 Clerk

Witness the seal/watermark of the Superior Court

SC-CMS-1 (revised July 2020)

True Copy Attest

 Office of Clerk of Superior Court
 Courts of Providence & Bristol
 Providence, Rhode Island



STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff
Ashley Saint Angelo ppa Anthony St. Angelo
v.
Aidan Kearney, Julianne Kearney
Defendant

Civil Action File Number
PC-2021-00224

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Aidan Kearney, by delivering or leaving said papers in the following manner:

- With the Defendant personally.
 At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____

Address of dwelling house or usual place of abode _____

Age _____

Relationship to the Defendant _____

- With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- With a guardian or conservator of the Defendant.

Name of person and designation _____

- By delivering said papers to the attorney general or an assistant attorney general if serving the state.

- Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____

Page 1 of 2

SC-CMS-1 (revised July 2020)

True Copy Attest

Office of Clerk of Superior Court
Courts of Providence & Bristol
Providence, Rhode Island



STATE OF RHODE ISLAND
SUPERIOR COURT

Upon a private corporation, domestic or foreign:

By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

I was unable to make service after the following reasonable attempts:

SERVICE DATE: _____ / _____ / _____ Month Day Year	SERVICE FEE \$ _____
---	----------------------

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE.

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20____ before me, the undersigned notary public, personally appeared _____ personally known to the notary or proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2

True Copy Attest

G. J. Bush Jr.
Office of Clerk of Superior Court
Courts of Providence & Bristol
Providence, Rhode Island

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS



SUPERIOR COURT

Plaintiff/Petitioner Ashley M St. Angelo & Anthony R St. Angelo (604) 129 Roger Williams Ave Rumford RI 02810	Case Number PL-2021-0224
Defendant/Respondent Aiden J Julianne Kearney - Turtle Bay 111 Mason Rd Jefferson MA 01522	

ORDER - MOTION IN FORMA PAUPERIS

- GRANTED:** It is hereby ordered that the Plaintiff/Petitioner Defendant/Respondent may file the complaint, petition, or appeal without payment of the filing fee and that the duly authorized officer in accordance with Title 9, Chapter 5 (writs, summonses, and process) of the Rhode Island General Laws shall serve without charge to the Plaintiff/Petitioner Defendant/Respondent any and all summonses, complaints or petitions, motions, orders, and all other required documents in this matter without charge.
- GRANTED:** It is hereby ordered that the Plaintiff/Petitioner Defendant/Respondent may order transcripts without charge.
- DENIED**

Entered as an Order of the court on <u>1/12/2021</u>	BY ORDER OF /s/ <u>JFK Rachiele</u> Clerk
	ENTERED /s/ <u>M. L. Alderson</u> Judicial Officer

True Copy Attest

H. K. H.Office of Clerk of Superior Court
Counties of Providence & Bristol
Providence, Rhode Island

True Copy Attest
H. K. H.
 Office of Clerk of Superior Court
 Counties of Providence & Bristol
 Providence, Rhode Island

COMMONWEALTH OF MASSACHUSETTS

COUNTY OF WORCESTER

AFFIDAVIT OF SERVICE

I, Norman Brodeur, being first duly sworn on oath deposes and say: That I am a citizen of the United States over the age of 21 years; that I have no interest whatsoever in the within entitles matter; that I am a regularly appointed Deputy Sheriff of Worcester County, Massachusetts, and as such have the power to serve civil process within the said County.



Worcester County Sheriff's Office

P.O. Box 1066 Worcester, MA 01613
(508) 752-1100 2/10/2021

I hereby certify and return that after attempting personal service on 2/9/2021 at 10:11 AM I served a true and attested copy of the TEMPORARY RESTRAINING ORDER, SUMMONS, ORDER-MOTION IN FORMA PAUPERIS, COMPLAINT in this action in the following manner: To wit, by leaving at the last and usual place of abode of JULIANNE KEARNEY, by delivering in hand to AIDAN KEARNEY, at 111 MASON ROAD JEFFERSON, MA 01522 and by mailing 1st class to JULIANNE KEARNEY at the above address on 2/10/2021.

Norman Brodeur

Norman Brodeur
Deputy Sheriff

Date: Feb. 10, 2021

Donna M. Belanger
Donna M. Belanger / Notary Public
My Commission Expires October 30, 2026

FILED IN OPEN COURT
Date <u>2-19-21</u>
Clerk * M. K. Rachiele



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff Ashley Saint Angelo PPA Anthony St Angelo v. Defendant Julianne Kearney	Civil Action File Number PC-2021-00224
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	

TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 02/19/2021 at 2pm (Courtroom 16, 4 th Floor); and that, in the meantime and until further order of the court

1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.
2. The Defendant, Julianne Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.
3. This restraining order shall expire 2/19/21.
4. OTHER:

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, JULIANNE KEARNEY, FORTHWITH.

Entered as an Order of the court on 1/25/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice

True Copy Attest

Office of Clerk of Superior Court
Counties of Providence & Bristol
Providence, Rhode Island



STATE OF RHODE ISLAND
SUPERIOR COURT
SUMMONS

Civil Action File Number PC-2021-00224	
Plaintiff Ashley Saint Angelo ppa Anthony St. Angelo v. Aidan Kearney, Julianne Kearney Defendant	Attorney for the Plaintiff or the Plaintiff Ashley Saint Angelo Address of the Plaintiff's Attorney or the Plaintiff 129 Roger Williams AVE Rumford RI 02916
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant 111 Mason RD Jefferson MA 01522

TO THE DEFENDANT, Julianne Kearney:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 1/28/2021.	/s/ Henry Kinch Clerk
--	--------------------------

Witness the seal/watermark of the Superior Court



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff
Ashley Saint Angelo ppa Anthony St. Angelo
v.
Aidan Kearney, Julianne Kearney
Defendant

Civil Action File Number
PC-2021-00224

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Julianne Kearney, by delivering or leaving said papers in the following manner:

- With the Defendant personally.
 At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____

Address of dwelling house or usual place of abode _____

Age _____

Relationship to the Defendant _____

- With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- With a guardian or conservator of the Defendant.

Name of person and designation _____

- By delivering said papers to the attorney general or an assistant attorney general if serving the state.

- Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____

Page 1 of 2

True Copy Attest

Office of Clerk of Superior Court
Counties of Providence & Bristol
Providence, Rhode Island



STATE OF RHODE ISLAND
SUPERIOR COURT

Upon a private corporation, domestic or foreign:

By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

I was unable to make service after the following reasonable attempts:

SERVICE DATE: _____ / _____ / _____ Month Day Year	SERVICE FEE \$ _____
---	----------------------

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED

Signature _____

State of _____

County of _____

On this _____ day of _____, 20_____, before me, the undersigned notary public, personally appeared _____ personally known to the notary or proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2

True Copy / Attest

J. J. Kell, Jr.

Office of Clerk of Superior Court
Counties of Providence & Bristol
Providence, Rhode Island

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS



SUPERIOR COURT

Plaintiff/Petitioner Ashley M St. Angelo & Anthony R St. Angelo (60y) 129 Roger Williams Ave Rumford RI 07616	Case Number PC-2021-0224
Defendant/Respondent Aiden & Julianne Kearney - Turtle Boy 111 Mason Rd Jefferson WA 01522	SPORTS

ORDER MOTION IN FORMA PAUPERIS

- GRANTED: It is hereby ordered that the Plaintiff/Petitioner Defendant/Respondent may file the complaint, petition, or appeal without payment of the filing fee and that the duly authorized officer in accordance with Title 9, Chapter 5 (writs, summonses, and process) of the Rhode Island General Laws shall serve without charge to the Plaintiff/Petitioner Defendant/Respondent any and all summonses, complaints or petitions, motions, orders, and all other required documents in this matter without charge.
- GRANTED: It is hereby ordered that the Plaintiff/Petitioner Defendant/Respondent may order transcripts without charge.
- DENIED

Entered as an Order of the court on <u>1/12/2021</u>	BY ORDER OF /s/ <u>M. Rachelle</u> Clerk
	ENTERED /s/ <u>M. Rachelle</u> Judicial Officer

True Copy Attest

Office of Clerk of Superior Court
Counties of Providence & Bristol
Providence, Rhode Island

True Copy Attest

Office of Clerk of Superior Court
Counties of Providence & Bristol
Providence, Rhode Island



STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff Ashley Saint Angelo PPA Anthony St. Angelo v. Defendant Julianne Kearney	Civil Action File Number PC-2021-00224
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	

TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 03/03/2021 at 2pm (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

- 1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
- 2. The Defendant, Julianne Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.**
- 3. This restraining order shall expire on 3/3/21.**
- 4. OTHER:**

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, JULIANNE KEARNEY, FORTHWITH.

Entered as an Order of the court on 2/17/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff Ashley Saint Angelo PPA Anthony St. Angelo v. Defendant Aidan Kearney Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Civil Action File Number PC-2021-00224
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TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 03/03/2021 at 2pm (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

- 1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
- 2. The Defendant, Aidan Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.**
- 3. This restraining order shall expire on 3/3/21.**
- 4. OTHER:**

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, AIDAN KEARNEY, FORTHWITH.

Entered as an Order of the court on 2/17/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice



STATE OF RHODE ISLAND

SUPERIOR COURT

SUMMONS

	Civil Action File Number PC-2021-00224
Plaintiff Ashley Saint Angelo ppa Anthony St. Angelo v. Aidan Kearney, Julianne Kearney Defendant	Attorney for the Plaintiff or the Plaintiff Ashley Saint Angelo Address of the Plaintiff's Attorney or the Plaintiff 129 Roger Williams AVE Rumford RI 02916
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant 111 Mason RD Jefferson MA 01522

TO THE DEFENDANT, Julianne Kearney:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 1/28/2021.	/s/ Henry Kinch
	Clerk

Witness the seal/watermark of the Superior Court



**STATE OF RHODE ISLAND
SUPERIOR COURT**

Plaintiff

Ashley Saint Angelo ppa Anthony St. Angelo

v.

Aidan Kearney, Julianne Kearney

Defendant

Civil Action File Number

PC-2021-00224

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Julianne Kearney, by delivering or leaving said papers in the following manner:

- With the Defendant personally.
 At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____

Address of dwelling house or usual place of abode _____

Age _____

Relationship to the Defendant _____

- With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- With a guardian or conservator of the Defendant.

Name of person and designation _____

- By delivering said papers to the attorney general or an assistant attorney general if serving the state.

- Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____



STATE OF RHODE ISLAND
SUPERIOR COURT

Upon a private corporation, domestic or foreign:

- By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

- By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

- By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

I was unable to make service after the following reasonable attempts: _____

SERVICE DATE: _____ / _____ / _____ Month Day Year	SERVICE FEE \$ _____
---	----------------------

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20____, before me, the undersigned notary public, personally appeared _____ personally known to the notary or proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____



STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff Ashley Saint Angelo PPA Anthony St Angelo v. Defendant Julianne Kearney	Civil Action File Number PC-2021-00224
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	

TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 02/19/2021 at 2pm (Courtroom 16, 4 th Floor); and that, in the meantime and until further order of the court

- 1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
- 2. The Defendant, Julianne Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.**
- 3. This restraining order shall expire 2/19/21.**
- 4. OTHER:**

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, JULIANNE KEARNEY, FORTHWITH.

Entered as an Order of the court on 1/25/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff Ashley Saint Angelo PPA Anthony St. Angelo v. Defendant Aidan Kearney	Civil Action File Number PC-2021-00224
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	

TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 02/19/2021 at 2pm (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

- 1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
- 2. The Defendant, Aidan Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.**
- 3. This restraining order shall expire on 2/19/21.**
- 4. OTHER:**

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, AIDAN KEARNEY, FORTHWITH.

Entered as an Order of the court on 1/25/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice



STATE OF RHODE ISLAND

SUPERIOR COURT

SUMMONS

	Civil Action File Number PC-2021-00224
Plaintiff Ashley Saint Angelo ppa Anthony St. Angelo v. Aidan Kearney, Julianne Kearney	Attorney for the Plaintiff or the Plaintiff Ashley Saint Angelo
Defendant Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Plaintiff's Attorney or the Plaintiff Address of the Defendant 111 Mason RD Jefferson MA 01522

TO THE DEFENDANT, Turtle Boy Sports.

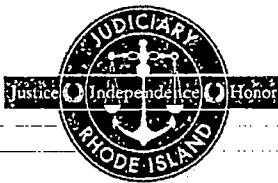
The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 1/12/2021.	/s/ Henry Kinch Clerk
--	--------------------------

Witness the seal/watermark of the Superior Court



STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff Ashley Saint Angelo ppa Anthony St. Angelo v. Aidan Kearney, Julianne Kearney	Civil Action File Number PC-2021-00224

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Julianne Kearney, by delivering or leaving said papers in the following manner:

- With the Defendant personally.
 At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____
 Address of dwelling house or usual place of abode _____

Age _____
 Relationship to the Defendant _____

- With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____
 If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- With a guardian or conservator of the Defendant.

Name of person and designation _____

- By delivering said papers to the attorney general or an assistant attorney general if serving the state.

- Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____



STATE OF RHODE ISLAND

SUPERIOR COURT

Upon a private corporation, domestic or foreign:

By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

I was unable to make service after the following reasonable attempts: _____

SERVICE DATE: _____ / _____ / _____	SERVICE FEE \$ _____
Month Day Year	

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature

State of _____

County of _____

On this _____ day of _____, 20_____, before me, the undersigned notary public, personally appeared _____ personally known to the notary or proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2



STATE OF RHODE ISLAND

SUPERIOR COURT

SUMMONS

	Civil Action File Number PC-2021-00224
Plaintiff Ashley Saint Angelo ppa Anthony St. Angelo v. Aidan Kearney, Julianne Kearney Defendant	Attorney for the Plaintiff or the Plaintiff Ashley Saint Angelo Address of the Plaintiff's Attorney or the Plaintiff
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant 111 Mason RD Jefferson MA 01522

TO THE DEFENDANT, Turtle Boy Sports

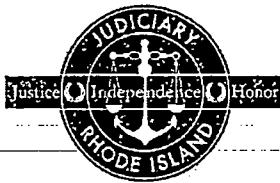
The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 1/12/2021.	/s/ Henry Kinch Clerk
--	--------------------------

Witness the seal/watermark of the Superior Court



STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff

Ashley Saint Angelo ppa Anthony St. Angelo

v.

Aidan Kearney, Julianne Kearney

Defendant

Civil Action File Number

PC-2021-00224

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Julianne Kearney, by delivering or leaving said papers in the following manner:

- With the Defendant personally.
 At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____

Address of dwelling house or usual place of abode _____

Age _____

Relationship to the Defendant _____

- With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- With a guardian or conservator of the Defendant.

Name of person and designation _____

- By delivering said papers to the attorney general or an assistant attorney general if serving the state.

- Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____



STATE OF RHODE ISLAND

SUPERIOR COURT

Upon a private corporation, domestic or foreign:

- By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

- By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

- By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- I was unable to make service after the following reasonable attempts: _____

SERVICE DATE: _____ / _____ / _____ Month Day Year	SERVICE FEE \$ _____
---	----------------------

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20_____, before me, the undersigned notary public, personally appeared _____ personally known to the notary or proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2



STATE OF RHODE ISLAND

SUPERIOR COURT

SUMMONS

	Civil Action File Number PC-2021-00224
Plaintiff Ashley Saint Angelo ppa Anthony St. Angelo v. Aidan Kearney, Julianne Kearney Defendant	Attorney for the Plaintiff or the Plaintiff Ashley Saint Angelo Address of the Plaintiff's Attorney or the Plaintiff
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant 111 Mason RD Jefferson MA 01522

TO THE DEFENDANT, Aidan Kearney:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 1/12/2021.	/s/ Henry Kinch Clerk
--	--------------------------

Witness the seal/watermark of the Superior Court



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff

Ashley Saint Angelo ppa Anthony St. Angelo

v.

Aidan Kearney, Julianne Kearney

Defendant**Civil Action File Number**

PC-2021-00224

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Aidan Kearney, by delivering or leaving said papers in the following manner:

- With the Defendant personally.
- At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____

Address of dwelling house or usual place of abode _____

Age _____

Relationship to the Defendant _____

- With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- With a guardian or conservator of the Defendant.

Name of person and designation _____

- By delivering said papers to the attorney general or an assistant attorney general if serving the state.

- Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____



STATE OF RHODE ISLAND
SUPERIOR COURT

Upon a private corporation, domestic or foreign:

- By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

- By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

- By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

I was unable to make service after the following reasonable attempts: _____

SERVICE DATE: _____ / _____ / _____ Month Day Year	SERVICE FEE \$ _____
---	----------------------

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20____, before me, the undersigned notary public, personally appeared _____ personally known to the notary or proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

SUPERIOR COURT

Plaintiff/Petitioner Ashley M St. Angelo & Anthony R St. Angelo (60%) 129 Roger Williams Ave Rumford RI 02916	Case Number PL-2021-0224
Defendant/Respondent Aiden & Julianne Kearney - Turnley boy 111 Mason Rd Jefferson MA 01522	SPORTS

ORDER - MOTION IN FORMA PAUPERIS

- GRANTED: It is hereby ordered that the Plaintiff/Petitioner Defendant/Respondent may file the complaint, petition, or appeal without payment of the filing fee and that the duly authorized officer in accordance with Title 9, Chapter 5 (writs, summons, and process) of the Rhode Island General Laws shall serve without charge to the Plaintiff/Petitioner Defendant/Respondent any and all summonses, complaints or petitions, motions, orders, and all other required documents in this matter without charge.
- GRANTED: It is hereby ordered that the Plaintiff/Petitioner Defendant/Respondent may order transcripts without charge.
- DENIED

SUPERIOR COURT
FILED
HENRY S. KINCH, JR

21 JAN 12 PM 12:45

Entered as an Order of the court on <u>1/12/2021</u>	BY ORDER OF: /s/ <u>H.K. Rachiele</u> Clerk
	ENTERED /s/ <u>M. Alderson</u> Judicial Officer

True Copy Attest

J. J. KitchellOffice of Clerk of Superior Court
Counties of Providence & Bristol
Providence, Rhode Island



STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff Ashley Saint Angelo PPA Anthony St. Angelo v. Defendant Julianne Kearney	Civil Action File Number PC-2021-00224
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	

TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 01/25/2021 at 2:00pm (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

- 1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
- 2. The Defendant, Julianne Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.**
- 3. This restraining order shall expire on 1/25/21.**
- 4. OTHER:**

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, AIDAN KEARNEY, FORTHWITH.

Entered as an Order of the court on 1/12/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice



STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff Ashley Saint Angelo PPA Anthony St. Angelo v. Defendant Aidan Kearney	Civil Action File Number PC-2021-00224
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	

TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 01/25/2021 at 2:00pm; and that, in the meantime and until further order of the court

- 1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
- 2. The Defendant, Aidan Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.**
- 3. This restraining order shall expire on 01/25/21.**
- 4. OTHER:**

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, AIDAN KEARNEY, FORTHWITH.

Entered as an Order of the court on 1/12/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Presiding Justice/Associate Justice/Magistrate



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff Ashley Saint Angelo v. Defendant Aidan Kearney Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Civil Action File Number PC-2021-00224
--	--

TEMPORARY RESTRAINING ORDER

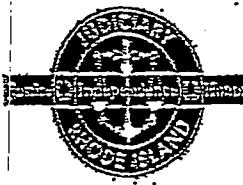
In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 01/25/2021 at 2:00pm (Courtroom 16, 4th Floor) and that, in the meantime and until further order of the court

- 1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
- 2. The Defendant, Aidan Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.**
- 3. This restraining order shall expire 01/25/21.**
- 4.**

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, AIDAN KEARNEY, FORTHWITH.

Entered as an Order of the court on 1/12/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice

STATE OF RHODE ISLAND AND



PROVIDENCE PLANTATIONS

SUPERIOR COURT

PLAINTIFF/PETITIONER'S DEFENDANT/RESPONDENT'S MOTION
TO PROCEED IN FORMA PAUPERIS

Plaintiff/Petitioner Ashley M St. Anselmo & Anthony S 129 Roger Williams Ave Rumford RI 02916	Case Number Anselmo PL-2021-00224
Defendant/Respondent A. Den & Julianne Kearney - TURTLEBOY SPORTS 111 MASON Rd Jefferson MA 01522	

<input type="checkbox"/> Murray Judicial Complex Newport County 45 Washington Square Newport, Rhode Island 02840-2913 (401) 841-8330	<input type="checkbox"/> Noel Judicial Complex Kent County 222 Quaker Lane Warwick, Rhode Island 02886-0107 (401) 822-6900
<input type="checkbox"/> McGrath Judicial Complex Washington County 4800 Tower Hill Road Wakefield, Rhode Island 02879-2239 (401) 782-4121	<input type="checkbox"/> Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence, Rhode Island 02903-2719 (401) 458-3230

Now comes the Plaintiff/Petitioner Defendant/Respondent and prays that this court waive the filing fees, service of process fees, and transcript costs on the grounds that the Plaintiff/Petitioner Defendant/Respondent is presently indigent and as such, has no funds with which to pay these costs.

An Affidavit in Support of Motion to Proceed in Forma Pauperis is submitted in support of this motion.

Is <u>Ashley M St. Anselmo</u> Attorney for the <input type="checkbox"/> Plaintiff/Petitioner <input type="checkbox"/> Defendant/Respondent or the <input type="checkbox"/> Plaintiff/Petitioner <input type="checkbox"/> Defendant/Respondent	Rhode Island Bar Number:
	Date: <u>1-12/2021</u>
Telephone Number:	

SUPERIOR COURT
FILED
HENRY S. KIMCHI, JR.

21 JAN 12 PH12:45



STATE OF RHODE ISLAND AND

PROVIDENCE PLANTATIONS

SUPERIOR COURT

Plaintiff/Petitioner Ashley M St. Angelo & Anthony R St. Angelo (604) 129 Roger Williams Ave Rumford RI 02916	Case Number PL-2021-0224
Defendant/Respondent Aiden & Julanne Keninney & Turtle Boy Sports 111 Mason Rd Jefferson MA 01522	

ORDER - MOTION IN FORMA PAUPERIS

- GRANTED:** It is hereby ordered that the Plaintiff/Petitioner Defendant/Respondent may file the complaint, petition, or appeal without payment of the filing fee and that the duly authorized officer in accordance with Title 9, Chapter 5 (writs, summons, and process) of the Rhode Island General Laws shall serve without charge to the Plaintiff/Petitioner Defendant/Respondent any and all summonses, complaints or petitions, motions, orders, and all other required documents in this matter without charge.
- GRANTED:** It is hereby ordered that the Plaintiff/Petitioner Defendant/Respondent may order transcripts without charge.
- DENIED**

 SUPERIOR COURT
FILED
HENRY S. KINCH, JR

21 JAN 12 PM 12:45

Entered as an Order of the court on <hr/>	BY ORDER OF: <hr/> /s/ Clerk
	ENTER: <hr/> /s/ Judicial Officer



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

SUPERIOR COURT

PLAINTIFF/PETITIONER'S DEFENDANT/RESPONDENT'S AFFIDAVIT IN
SUPPORT OF MOTION TO PROCEED IN FORMA PAUPERIS

Plaintiff/Petitioner Ashley M St. Angelo - Anthony R S.Y. 129 Roger Williams Ave Rumford RI 02916	Case Number PC-2021-224
Defendant/Respondent Aiden & Julianne McCarney - Turtleboy Sports 111 Mason Rd Jefferson MA 01522	R.I. 02916

PERSONAL INFORMATION

NAME: Ashley M St. Angelo AGE: 43
 ADDRESS: 129 Roger Williams Ave MARITAL STATUS: M S D W
 CITY: Rumford RI 02916 NUMBER OF DEPENDENTS AND AGES
 TELEPHONE: 401-252-9981 2 - 15 & 16

EMPLOYMENT INFORMATIONEMPLOYED: Y N DISABLED

EMPLOYER: _____

HOW LONG: _____

ADDRESS: _____

UNEMPLOYMENT INSURANCE: Y N

INCOME: \$ _____ per month

INCOME: \$ _____ per month

OTHER INCOME (GOVERNMENT BENEFITS, CHILD SUPPORT, ALIMONY, PENSION, ETC.)

INCOME PER MONTH: \$ 911 SOURCE(S): SSDI

SHELTER COSTSIF OWN HOME- VALUE: \$ ~~1500~~

MORTGAGE/LIEN: \$ 1352, 00

IF RENT- MONTHLY: \$ _____

MONTHLY CONTRIBUTION (IF ANY): \$ 700. 00

IF BOARD, WITH WHOM: \$ _____

UTILITIES (MONTHLY): \$ 300

GAS: \$ 150 ELECTRICITY: \$ 150 OIL: \$ ~~70~~

FOOD (MONTHLY): \$ SNAP only

CLOTHING (MONTHLY): \$ ~~10~~CHILD SUPPORT PAID (MONTHLY): \$ ~~10~~OTHER (SPECIFY): \$ ~~10~~SUPERIOR COURT
FILED

HENRY S. KINCH, JR.

21 JAN 12 PM 12:45



STATE OF RHODE ISLAND AND

PROVIDENCE PLANTATIONS

SUPERIOR COURT

ASSETS	VALUE	LIABILITIES	AMOUNT
MOTOR VEHICLE	\$ 700 - 1000	LOANS (BANK OR PRIVATE)	\$ 0
TYPE: 2006 GMC Sierra		COURT OBLIGATIONS (COSTS,	
YEAR: 2006		FINES, RESTITUTION)	\$ 0
CAR, BOAT, TRUCK,		CUSTOMER LOANS/CREDIT CARDS:	\$ 0
MOTORCYCLE	\$ 0	MEDICAL BILLS:	\$ 0
BANK ACCOUNT BALANCES		TAXES:	\$ 0
CHECKING:	\$ 219	OTHER (INSURANCE, LEGAL FEES,	
SAVINGS:	\$ 0	EDUCATION, ETC.):	\$ 228.00 MONTHLY 7/19/04: April
REAL PROPERTY:	\$ 0		
OTHER (IRA, CD, TRUSTS,			
STOCKS, BONDS, ETC.)	\$ 0		

I, Ashley M. St. Andre, attest that the information provided is truthful, complete and accurate to the best of my knowledge. I am aware that any false statement or representation knowingly made shall cause me to be subject to charges of perjury in accordance with the laws of the State of Rhode Island and Providence Plantations.

Ashley M. St. Andre
Signature of the Plaintiff/Petitioner or the
Defendant/Respondent

State of _____
County of _____

On this _____ day of _____, 20_____, before me, the undersigned notary public, personally appeared _____ personally known to me or not personally known to me or _____ proved to me through satisfactory evidence of identification which was _____, to be the person who signed above in my presence, and who swore or affirmed to me that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____
My commission expires: _____
Notary identification number: _____

SUPERIOR COURT
FILED
HENRY S. KINCH, JR.

21 JAN 12 PM 12:45



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
SUPERIOR COURT

PROVIDENCE/BRISTOL KENT WASHINGTON NEWPORT

Ashley & Anthony R Sr Angelo

CASE# PC-2021-0224

VS

Aiden & Julianne Kearney - Turtle Bay Sports

COMPLAINTS

The Owners of Turtlebay Sports Aiden & Julianne Kearney HAVE POSTED FALSE ALLEGATIONS OF ABUSE TOWARDS MY 16 YEAR OLD DAUGHTER AND SOON TO BE EX WIFE - FALSE CLAIMS OF USING MY EX-WIFE'S SOCIAL SECURITY NUMBER - CLAIMING I AM USING FALSE MEANS TO PROFIT FROM MY DAUGHTER'S DISAPPEARANCE AND GROWING HARMLESS ME BY MEANS OF CALLING ME OUT FOR BEING TRANSGENDER - (HE OR BLT 123) THAT HAS ENCITED VIOLENCE TOWARDS MYSELF AND MY SON BOTH ONLINE AND IN PERSON. THERE HAS BEEN ROCKS / BRICKS, EGGS AND SO ON. MY PHONE NUMBER HAS BEEN POSTED ON THEIR PAGE. I CONTACTED THEM IN RESPONSE TO DISPROVE THEIR FALSE CLAIMS AND THEY BLASTED MY EMAIL TO THEM ON YOUTUBE MARRYING RON OF JT. ON 9/2/2020 I ASKED THEM WHAT PROOF I NEED TO SEND THEM TO GET THEIR POSTS OFF THE INTERNET AND THEY RESPONDED IN A GENERAL RESPONSE THAT THEY WOULD TAKE THE WORD OF A 16 YEAR OLD SCREAMING FOR HELP OVER MINE. ON 12/24 I SENT THEM ANOTHER MESSAGE ONLINE AGAIN IF I COULD SEND THEM PROOF BECAUSE SINCE THE FIRST EMAIL ON 9/2 THE VIOLENCE TOWARDS ME AND MY SON HAD STARTED AND GOT WORSE.

SUPERIOR COURT
FILED
HENRY S. KINCH, JR.

21 JAN 12 PM 12:45

Complaint continued

They replied "Calm Down Sir" and asked what evidence I HAD AND I TOLD THEM EVERYTHING THAT WITHIN A DOUBT THEIR STORY WAS FALSE AND THEY KNEW IT FROM THE BEGINNING. They called me AND ASKED IF I WOULD GO ON THEIR SHOW AND WHEN I REPLIED NO THEY SAID SICKS FOR YOU THEN. I Begged AND PLEADED FOR THEM TO TAKE IT DOWN DUE TO THE VIOLENCE AND THEY SAID GO ON THE SHOW, I ENDED UP LOOKING FOR HELP AND FOUND AN ONLINE GROUP TO HELP AND A FEW DAYS LATER I GOT A CALL FROM Holden Police BADGE # 32 BECAUSE MR Kearney Blamed me for HARASSING HIM IN WHICH I DID NOT BUT APPARENTLY THE ONLINE GROUP WAS IN CONTACT WITH HIM AND THE OFFICERS STATED HE BELIEVED IT WAS NOT ME HARASSING THE KEARNEYS. B.O.T ADVISED ME TO IMMEDIATELY GET A Restraining Order (Hoping I MAY need IT) BECAUSE THE DEATH THREATS ONLINE BY TURTLEBAY READERS AND BY THE TONE IN THE OFFICERS TONE OF VOICE I AM BEGGING YOU FOR A RESTRAINING ORDER FOR MYSELF & SON AND HAVE THE POSTS TAKEN DOWN & YOUTUBE TAKEN DOWN.

Signature Dennis W. Ricci

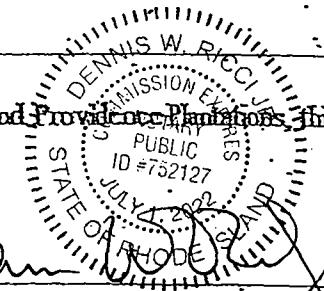
Subscribed and sworn to before me in PSC

of PROV

day of JANUARY

in the State of Rhode Island and Providence Plantations this

2021
Notary Public



21 JAN 12 PM 12:45

SUPERIOR COURT
FILED
HENRY S. KINCH, JR.



RHODE ISLAND DEPARTMENT OF PUBLIC SAFETY

Division of Sheriffs

670 New London Avenue, Cranston, RI 02920
Telephone (401) 275-2900 — Fax: (401) 275-2914Colonel James M. Mamie
Director, Department of Public Safety
Superintendent, Rhode Island State PoliceChief David M. DeCesare
Rhode Island Division of Sheriffs

RHODE ISLAND STATE SHERIFF CIVIL UNIT INFORMATION SHEET

ALL INFORMATION PROVIDED REMAINS CONFIDENTIAL

PLEASE PRINT CLEARLYPERSON FILING: (Yourself)

NAME: Ashley M St Angelo DATE OF BIRTH: 9-13-77
 ADDRESS: 129 Roger Williams Ave FLOOR/APT.#
 CITY: Rumford STATE: RI ZIP: 02916
 CELL# 401-252-9981 OTHER#

PERSON BEING SERVED:

NAME: Aidan & Julianne Kearney DATE OF BIRTH: V/K
 ADDRESS: 111 Mason Rd FLOOR/APT.#
 CITY: Jefferson STATE: MA ZIP: 01522
 CELL# V/K OTHER#

VEHICLE MAKE: _____ MODEL: _____ COLOR: _____ PLATE # & STATE: _____

KNOWN TO HAVE FIREARMS?: YES/NO V/KPERSON BEING SERVED: Place of employment

COMPANY NAME: Turtle Boy Sports PHONE: _____
 ADDRESS: 111 Mason Rd CITY: Jefferson ZIP: MA
 WORKDAYS: V/K WORK HOURS: V/K

PERSON BEING SERVED: Description

HEIGHT: _____ WEIGHT: _____ AGE: _____ HAIR: _____ RACE: _____

BEARD: yes/no no MUSTACHE: yes/no no GLASSES: yes/no no OTHER MARKINGS: _____ADDITIONAL INFORMATION:HENRY S. KIGHT, JR.
SUPERIOR COURT

21 JAN 12 PM 12:45



STATE OF RHODE ISLAND

SUPERIOR COURT

SUMMONS

Civil Action File Number

PC-2021-00224

Plaintiff Ashley Saint Angelo ppa Anthony St. Angelo v. Aidan Kearney, Julianne Kearney	Attorney for the Plaintiff or the Plaintiff Ashley Saint Angelo
Defendant	Address of the Plaintiff's Attorney or the Plaintiff
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Address of the Defendant 111 Mason RD Jefferson MA 01522

TO THE DEFENDANT, Julianne Kearney:

The above-named Plaintiff has brought an action against you in said Superior Court in the county indicated above. You are hereby summoned and required to serve upon the Plaintiff's attorney, whose address is listed above, an answer to the complaint which is herewith served upon you within twenty (20) days after service of this Summons upon you, exclusive of the day of service.

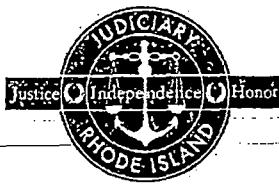
If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court.

As provided in Rule 13(a) of the Superior Court Rules of Civil Procedure, unless the relief demanded in the complaint is for damage arising out of your ownership, maintenance, operation, or control of a motor vehicle, or unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the Plaintiff, or you will thereafter be barred from making such claim in any other action.

This Summons was generated on 1/12/2021.

/s/ Henry Kinch
Clerk

Witness the seal/watermark of the Superior Court



STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff Ashley Saint Angelo ppa Anthony St. Angelo v. Defendant Aidan Kearney, Julianne Kearney	Civil Action File Number PC-2021-00224
---	--

PROOF OF SERVICE

I hereby certify that on the date below I served a copy of this Summons, complaint, Language Assistance Notice, and all other required documents received herewith upon the Defendant, Julianne Kearney, by delivering or leaving said papers in the following manner:

- With the Defendant personally.
- At the Defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person of suitable age and discretion _____

Address of dwelling house or usual place of abode _____

Age _____

Relationship to the Defendant _____

- With an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

- With a guardian or conservator of the Defendant.

Name of person and designation _____

- By delivering said papers to the attorney general or an assistant attorney general if serving the state.

- Upon a public corporation, body, or authority by delivering said papers to any officer, director, or manager.

Name of person and designation _____



STATE OF RHODE ISLAND

SUPERIOR COURT

Upon a private corporation, domestic or foreign:

By delivering said papers to an officer or a managing or general agent.

Name of person and designation _____

By leaving said papers at the office of the corporation with a person employed therein.

Name of person and designation _____

By delivering said papers to an agent authorized by appointment or by law to receive service of process.

Name of authorized agent _____

If the agent is one designated by statute to receive service, further notice as required by statute was given as noted below.

I was unable to make service after the following reasonable attempts:

SERVICE DATE:	/	/	SERVICE FEE \$
Month	Day	Year	

Signature of SHERIFF or DEPUTY SHERIFF or CONSTABLE

SIGNATURE OF PERSON OTHER THAN A SHERIFF or DEPUTY SHERIFF or CONSTABLE MUST BE NOTARIZED.

Signature _____

State of _____

County of _____

On this _____ day of _____, 20_____, before me, the undersigned notary public, personally appeared _____ personally known to the notary or proved to the notary through satisfactory evidence of identification, which was _____, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: _____

My commission expires: _____

Notary identification number: _____

Page 2 of 2

State of Rhode Island Appeals Cover Sheet

Volume: 1 of 1

Trial Court Case Number: PC-2021-00224

Appeal Index

Date:	Document Description	Page Number	Volume
02/19/2021	Summons Proof of Service Filed	1 - 6	1
02/19/2021	Summons Proof of Service Filed	7 - 12	1
02/17/2021	SC-CMS-18 Temporary Restraining Order - Granted	14 - 14	1
02/17/2021	SC-CMS-18 Temporary Restraining Order - Granted	13 - 13	1
01/28/2021	Summons	15 - 17	1
01/25/2021	Restraining Order Issued	19 - 19	1
01/25/2021	Restraining Order Issued	18 - 18	1
01/12/2021	Summons	40 - 42	1
01/12/2021	Summons	20 - 22	1
01/12/2021	Summons	23 - 25	1
01/12/2021	Summons	26 - 28	1
01/12/2021	Order Motion to Proceed In Forma Pauperis	29 - 29	1
01/12/2021	Restraining Order Issued	32 - 32	1
01/12/2021	Restraining Order Issued	31 - 31	1
01/12/2021	Restraining Order Issued	30 - 30	1
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01/12/2021	Proposed Order (Judge Melissa E. Darigan)	34 - 34	1
01/12/2021	Affidavit Filed	35 - 36	1
01/12/2021	Complaint Filed	39 - 39	1
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State of Rhode Island Appeals Cover Sheet

Volume: 1 of 1

Trial Court Case Number: PC-2021-00224

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05/21/2021	Motion to Dismiss	168 - 203	1
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04/07/2021	Restraining Order Issued	4 - 4	1
03/02/2021	Restraining Order Issued	1 - 1	1
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238

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

**ASHLEY ST. ANGELO, PPA
ANTHONY ST. ANGELO,**

Plaintiff,

v.

**AIDAN KEARNEY AND JULIANNE
KEARNEY,**

Defendants.

CASE NO. PC-2021-0224

**NOTICE OF FILING NOTICE OF REMOVAL FROM THE SUPERIOR COURT AT
PROVIDENCE, SC, STATE OF RHODE ISLAND, TO THE UNITED STATES
DISTRICT COURT FOR THE DISTRICT OF RHODE ISLAND**

Defendants Aidan Kearney and Julianne Kearney (“Defendants”) hereby give notice of and file their Notice of Filing Notice of Removal from the Superior Court at Providence, SC, State of Rhode Island, to the United States District Court for the District of Rhode Island. As set forth herein, this matter has been removed to the District Court; it has been assigned Case No. 1:21-cv-00261. A copy of the Notice of Removal as filed in the United States District Court for the District of Rhode Island is attached hereto as Exhibit A.

Defendants request that the Clerk of this Court certify or attest copies of all records or proceedings filed in this Court and all docket entries therein, with the same to be filed with the United States District Court for the District of Rhode Island within 14 days.

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Respectfully submitted,

Defendants Aiden & Julianne Kearney,
By their attorneys,



Sean M. McAteer, 4118
203 South Main Street
Providence, RI 02903
(401) 946-9200
summerromance@verizon.net

Marc J. Randazza
(*pro hac vice Pending*)
Randazza Legal Group, PLLC
30 Western Avenue
Gloucester, MA 01776
(978) 801-1776
Fax: (305) 437-7662
ecf@randazza.com

Dated: June 16, 2021

CERTIFICATE OF SERVICE

I, Sean McAteer, hereby certify that a true and correct copy of the foregoing document was served upon all attorneys of record in the above-captioned matter by electronic mail and First-Class Mail, postage prepaid, this 16th day of June 2021, as follows:

Edward Manning
2377 Pawtucket Avenue
East Providence, Rhode Island 02914
<emanning@surfingthelaw.com>



Sean McAteer

EXHIBIT A

Notice of Removal

Case 1:21-cv-00261 Document 1 Filed 06/15/21 Page 1 of 4 PageID #: 1

**UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND**

**ASHLEY ST. ANGELO, PPA
ANTHONY ST. ANGELO,**

Plaintiff,

CASE NO. _____

v.

**AIDAN KEARNEY AND JULIANNE
KEARNEY,**

Defendants.

NOTICE OF REMOVAL

TO THE CLERK OF THE ABOVE-ENTITLED COURT:

PLEASE TAKE NOTICE that, pursuant to 28 U.S.C. §§ 1332(a), 1441(a), and 1446, Defendants Aidan Kearney and Julianne Kearney hereby remove to this Court the civil action from the Superior Court, Providence, S.C., Rhode Island (the “State Court”), described below and in support state as follows:

1. On January 12, 2021, Plaintiff Ashley St. Angelo filed an action against Defendants in the State Court, entitled *St. Angelo v. Kearney*, C.A. No. PC-2021-00224.
2. On February 9, 2021, Defendants were served with a copy of Plaintiff’s Complaint and Summons. A copy of the Complaint and Summons served upon Defendants in the State Court are attached hereto as Exhibit 1.
3. The one-page pro-se Complaint filed by Plaintiff did not specify a cause of action, but requested a restraining order requiring Defendants to remove unspecified statements from the Internet. Due to the lack of specificity, it was not apparent at the time that the case was removable.
4. On June 2, 2021, Plaintiff filed and served an Amended Complaint (the “FAC”). The FAC again does not allege any causes of action, but specifies the allegedly actionable statements and conduct and asks for significantly broader injunctive relief than requested in the initial Complaint, namely an injunction requiring Defendant Aidan Kearney “to cease and desist

Case 1:21-cv-00261 Document 1 Filed 06/15/21 Page 2 of 4 PageID #: 2

from writing or hosting on any of his social media platforms ... hate speech that incites violence against the Plaintiff *or transgender individuals of the same or like kind as cited above.*" (See FAC, attached as Exhibit 2, at ¶ 20) (emphasis added.)

5. On information and belief, Plaintiff is a citizen and resident of Rhode Island. (FAC at ¶ 1.)

6. Defendants are citizens and residents of the Commonwealth of Massachusetts. (FAC at ¶¶ 2-3.)

7. Plaintiff's FAC prays for injunctive relief that, if granted, would be of a value in excess of \$75,000.

8. Pursuant to 28 U.S.C. § 1446(d), copies of this Notice have been served on counsel for Plaintiff and filed with the Clerk of the Superior Court, Providence, S.C., Rhode Island. A Notice of Filing this Notice of Removal was also filed with the said Clerk. In addition, a copy of all pleadings filed in the State Court action are filed herewith.

9. The action is removable pursuant to the provisions of 28 U.S.C. §§ 1332(a) and 1441(a) because there is complete diversity of citizenship between the parties. Plaintiff is a Rhode Island citizen. Defendants are Massachusetts citizens.

10. Plaintiff does not seek an award of damages in the FAC, but does seek broad injunctive relief. "[W]hen the relief sought is declaratory or injunctive, 'the amount in controversy is measured by the value of the object of the litigation.'" *Hernandez v. US Bank, N.A.*, 318 F. Supp. 3d 558, 559 (D.R.I. 2018) (quoting *Hunt v. Wash. State Apple Advert. Comm'n*, 432 U.S. 333, 347 (1977)). Courts in this Circuit may use the defendant's valuation of the object of litigation to determine whether the amount in controversy is satisfied. *Grotzke v. Kurz*, 887 F. Supp. 53, 57 (D.R.I. 1995).

11. Defendant Aidan Kearney derives significant revenue from the operation of his websites and social media accounts identified in the FAC. The scope of the requested injunctive relief is so broad that it could easily encompass nearly any statement about anyone, requiring

Case 1:21-cv-00261 Document 1 Filed 06/15/21 Page 3 of 4 PageID #: 3

Kearney essentially to shutter these sources of revenue entirely to comply with any injunction granted by a court. The value of the object of this litigation is thus in excess of \$75,000.

12. Defendants have requested that the Clerk of the Superior Court for Providence, S.C., Rhode Island certify or attest copies of all records or proceedings filed in the State Court and all docket entries therein, with the same to be filed with this Court within 14 days.

WHEREFORE, Defendants in the above action, now pending in the State Court, pray that such action be removed to this Court.

Respectfully submitted,

Defendants Aiden & Julianne Kearney,
By their attorneys,

/s/ Sean M. McAteer
Sean M. McAteer, 4118
203 South Main Street
Providence, RI 02903
(401) 946-9200
summerromance@verizon.net

Marc J. Randazza
(*pro hac vice forthcoming*)
Randazza Legal Group, PLLC
30 Western Avenue
Gloucester, MA 01776
(978) 801-1776
Fax: (305) 437-7662
ecf@randazza.com

Dated: June 15, 2021

Case 1:21-cv-00261 Document 1 Filed 06/15/21 Page 4 of 4 PageID #: 4

CERTIFICATE OF SERVICE

I, Sean McAteer, hereby certify that a true and correct copy of the foregoing document was served upon all attorneys of record in the State Court case by electronic mail and First-Class Mail, postage prepaid, this 16th day of June 2021, as follows:

Edward Manning
2377 Pawtucket Avenue
East Providence, Rhode Island 02914
<emanning@surfingthelaw.com>

/s/ Sean M. McAteer
Sean McAteer

SC DOCKET SHEET**CASE NO. PC-2021-00224**

Ashley Saint Angelo ppa Anthony St. Angelo
 v.
 Aidan Kearney, Julianne Kearney

§
 §
 §
 §

Location: Providence/Bristol County Superior Court
 Filed on: 01/12/2021

CASE INFORMATION**Statistical Closures**

06/16/2021 Closed-Non Trial-Unassigned-Removed to Federal Court

Case Type: **Injunctive Relief**

Case Status: 06/16/2021 Closed

DATE**CASE ASSIGNMENT****Current Case Assignment**

Case Number PC-2021-00224
 Court Providence/Bristol County Superior Court
 Date Assigned 01/12/2021

PARTY INFORMATION**Plaintiff**

Saint Angelo, Ashley

Lead Attorneys
MANNING, EDWARD P., Jr.
Retained
 4014570202(W)

Defendant

Kearney, Aidan

MCATEER, SEAN M
Retained
 4019469200(W)

Kearney, Julianne

MCATEER, SEAN M
Retained
 4019469200(W)

Turtle Boy Sports

DATE**EVENTS & ORDERS OF THE COURT****EVENTS**

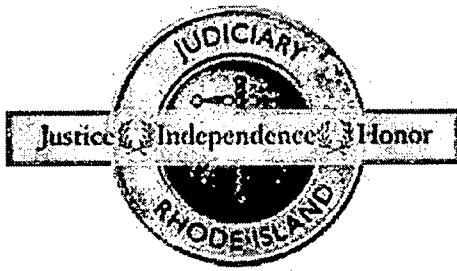
- 06/16/2021 Closed-Non Trial-Unassigned-Removed to Federal Court
- 06/16/2021 Notice of Removal
Notice of Removal
- 06/07/2021 Miscellaneous Case Notes
Amended Complaint requires a motion to be filed
- 06/04/2021 Certification Filed
Client Certification for Pro Hac Vice
- 06/04/2021 Certification Filed
Client Pro Hac Vice Certification
- 06/02/2021 Amended Complaint Filed
Amended Complaint
- 06/02/2021 Entry of Appearance
Entry of Appearance
- 05/24/2021 Motion Not Scheduled
Motion to Terminate-No hearing date selected-no omnibus form was filed to facilitate the scheduling process

SC DOCKET SHEET
CASE NO. PC-2021-00224

05/24/2021	Miscellaneous Case Notes <i>Motion to Dismiss - no omnibus form was filed to facilitate the scheduling process.</i>
05/21/2021	Motion to Dismiss <i>Julianne Kearney's Motion to Dismiss</i>
05/21/2021	Motion to Vacate <i>Motion to Vacate Restraining Order</i>
05/21/2021	Motion to Dismiss <i>Aidan Kearney's Motion to Dismiss</i>
04/22/2021	Motion to Appear Pro Hac Vice <i>Pro hac vice Petition</i>
04/22/2021	Restraining Order Issued (Judicial Officer: Darigan, Associate Justice Melissa E.)
04/22/2021	Entry of Appearance <i>Entry of Appearance</i>
04/07/2021	Restraining Order Issued (Judicial Officer: Darigan, Associate Justice Melissa E.) <i>Mutual restraining order</i>
03/02/2021	Letter Filed <i>copies of TROs mailed to Plf and Def. on 3/2/21</i>
03/02/2021	Restraining Order Issued (Judicial Officer: Darigan, Associate Justice Melissa E.)
02/19/2021	Summons Proof of Service Filed <i>for Aidan Kearney</i>
02/19/2021	Summons Proof of Service Filed <i>Julianne Kearney</i>
02/17/2021	Letter Filed <i>a copy of the continued restraining orders were mailed to the plf and def.</i>
01/28/2021	Summons
01/25/2021	Restraining Order Issued (Judicial Officer: Darigan, Associate Justice Melissa E.)
01/12/2021	Summons
01/12/2021	Summons
01/12/2021	Summons
01/12/2021	Order Motion to Proceed In Forma Pauperis
01/12/2021	Restraining Order Issued (Judicial Officer: Darigan, Associate Justice Melissa E.)
01/12/2021	Motion to Proceed in Forma Pauperis Party: Plaintiff Saint Angelo, Ashley
01/12/2021	Affidavit Filed Party: Plaintiff Saint Angelo, Ashley
01/12/2021	Complaint Filed Party: Plaintiff Saint Angelo, Ashley
	<u>HEARINGS</u>
08/02/2021	CANCELED Conference (4:00 PM) (Judicial Officer: Darigan, Associate Justice Melissa E. ;Location: Licht Courtroom 16) <i>web ex</i> <i>Passed</i>

SC DOCKET SHEET**CASE NO. PC-2021-00224**

06/03/2021	Hearing on Motion to Appear Pro Hac Vice (9:30 AM) (Judicial Officer: Darigan, Associate Justice Melissa E.) ;Location: Licht Courtroom 16) <i>and conference--web ex</i> <i>Granted</i>
05/12/2021	CANCELED Preliminary Injunction (2:00 PM) (Judicial Officer: Darigan, Associate Justice Melissa E.) ;Location: Licht Courtroom 16) <i>Passed</i> <i>04/29/2021 Reset by Court to 05/12/2021</i>
04/29/2021	CANCELED Remote Hearing (11:00 AM) (Judicial Officer: Darigan, Associate Justice Melissa E.) <i>Other</i>
04/07/2021	Preliminary Injunction (2:00 PM) (Judicial Officer: Darigan, Associate Justice Melissa E.) ;Location: Licht Courtroom 16) <i>continued from 3/3/21</i> <i>02/19/2021 Reset by Court to 03/03/2021</i> <i>03/03/2021 Reset by Court to 04/07/2021</i> <i>Heard and Continued</i>
01/25/2021	Preliminary Injunction (2:00 PM) (Judicial Officer: Darigan, Associate Justice Melissa E.) ;Location: Licht Courtroom 16) <i>Continued</i>
01/12/2021	Hearing on Motion to Proceed In Forma Pauperis (2:00 PM) (Judicial Officer: Darigan, Associate Justice Melissa E.) ;Location: Licht Courtroom 16) <i>Granted</i>
01/12/2021	Hearing on Motion for Restraining Order (2:00 PM) (Judicial Officer: Darigan, Associate Justice Melissa E.) ;Location: Licht Courtroom 16) <i>Granted</i>



**STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS**

CLERK'S CERTIFICATE AND TRANSMITTAL OF THE RECORD

Case Information

Case Caption: Ashley St Angelo vs. Aidan Kearney

Federal Court Case No. 1:21-cv-00261 State Court Case No. PC-2021-00224

Record Information

Confidential: Yes No Description: _____

Sealed documents: Yes No Description: _____

Certification

I, Steve Burke, Clerk of the Rhode Island Superior Court for the County of Providence do certify that the attached documents are all the documents included in the record in the above referenced case.

Clerk:

/s/ Steve Burke

Date: Jun/16/2021

Prepared by:

/s/ Brian Thompson

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

**ASHLEY ST. ANGELO, PPA
ANTHONY ST. ANGELO,**

:
:
:
Plaintiffs, : **CASE NO. PC-2021-0224**
:
:

v.

**AIDAN KEARNEY AND JULIANNE
KEARNEY,**

:
:
:
Defendants. :
:

ORDER ADMITTING TO PRACTICE

MARC J. RANDAZZA, ESQ., having filed his Attorney Certification for Admission *Pro Hac Vice*, and Miscellaneous Petition for Admission *Pro Hac Vice*; said application having been noticed, and the Court being fully apprised in the premises, and good cause appearing, it is hereby ORDERED, that said application is hereby granted, and **MARC J. RANDAZZA, ESQ.** is hereby admitted to practice in the above-entitled Court for the purposes of the above-entitled matter only.

Dated this ____ day of June, 2021

Melissa Darigan
Associate Justice

Submitted by:

/s/ Sean M. McAteer
Sean M. McAteer, 4118
203 South Main Street
Providence, RI 02903
(401) 946-9200
summerromance@verizon.net

CERTIFICATE OF SERVICE

I, Sean McAteer, hereby certify that a true and correct copy of the foregoing document was served upon all attorneys of record in the above-captioned matter by First Class Mail, postage prepaid, this ____ day of June 2021, as follows:

Edward Manning
2377 Pawtucket Avenue
East Providence, Rhode Island 02914
<emanning@surfingthelaw.com>

/s/ Sean McAteer, 4118
Sean McAteer

**STATE OF RHODE ISLAND
PROVIDENCE / BRISTOL, SC**

SUPERIOR COURT

Ashley St. Angelo & Anthony St. Angelo

v.

C.A. No. PC-2021-00224

Aidan Kearney & Julianne Kearney

:

:

:

:

CLIENT CERTIFICATION

I, Aidan Kearney, certify that:

1. I am the plaintiff/defendant or an authorized representative of a corporate or business entity which is the plaintiff/defendant in this case;
2. I am aware that Attorney Marc J. Randazza is not a member of the Rhode Island bar, but that he/she has applied for permission to appear in this case on my behalf;
3. I am also aware that, if Attorney Marc J. Randazza is permitted to appear in this case, I will also be required to engage as co-counsel and pay for the services of a lawyer who is a member of the Rhode Island bar;
4. I am also aware that the Rhode Island lawyer engaged must be fully prepared to assume complete responsibility for the case at any time, and may be required to conduct the trial/hearing/appeal in this case on my behalf (or on behalf of the corporate or business entity);
5. Having been advised of the matters set forth above, I support the request of Attorney Marc J. Randazza to be permitted to appear in this case on my behalf (or on behalf of the corporate or business entity), in accordance with the rules of this Court and of the Supreme Court of the State of Rhode Island.

Mary Mulroy
Witness

Aidan Kearney
Signature

Aidan Kearney
Print Name

6/3/21
Date

**STATE OF RHODE ISLAND
PROVIDENCE / BRISTOL, SC**

SUPERIOR COURT

Ashley St. Angelo & Anthony St. Angelo

v.

C.A. No. PC-2021-00224

Aidan Kearney & Julianne Kearney

:

:

:

:

CLIENT CERTIFICATION

I, Julianne Kearney, certify that:

1. I am the plaintiff/defendant or an authorized representative of a corporate or business entity which is the plaintiff/defendant in this case;
2. I am aware that Attorney Marc J. Randazza is not a member of the Rhode Island bar, but that he/she has applied for permission to appear in this case on my behalf;
3. I am also aware that, if Attorney Marc J. Randazza is permitted to appear in this case, I will also be required to engage as co-counsel and pay for the services of a lawyer who is a member of the Rhode Island bar;
4. I am also aware that the Rhode Island lawyer engaged must be fully prepared to assume complete responsibility for the case at any time, and may be required to conduct the trial/hearing/appeal in this case on my behalf (or on behalf of the corporate or business entity);
5. Having been advised of the matters set forth above, I support the request of Attorney Marc J. Randazza to be permitted to appear in this case on my behalf (or on behalf of the corporate or business entity), in accordance with the rules of this Court and of the Supreme Court of the State of Rhode Island.

Dawn Mallory
Witness

Julianne Kearney
Signature

Julianne Kearney
Print Name

6/3/21
Date

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

ASHLEY ST. ANGELO, PPA)
ANTHONY ST. ANGELO,)
Plaintiff,)
V.)
AIDAN KEARNEY, JULIANNE)
KEARNEY,)
Defendants,

C.A. NO. PC-2021-00224

AMENDED COMPLAINT

PARTIES AND JURISDICTIONS

1. Plaintiff Ashley St. Angelo (hereinafter referred to as “Plaintiff”) is a citizen and resident of the Town of East Providence, Rhode Island 02914.
2. Defendant, Aiden Kearney. (Hereinafter referred to as “Defendant”) is a resident of the Commonwealth of Massachusetts.
3. Defendant, Julianne Kearney. (Hereinafter referred to as “Ms. Kearney”) is a resident of the Commonwealth of Massachusetts.
4. Defendant was at all times material herein the principal owner and operator of “two blogging websites: www.turtleboysports.com and www.TBDailynews.com”.
5. Defendant, Aiden Kearney, presented himself and submitted himself to the courts jurisdiction on April 7, 2021 where Defendant argued on the merits and consented to a Court Order and did not contest personal jurisdiction.
6. Defendant, Aiden Kearney DBA Turtleboy, to the best of knowledge routinely provides merchandise and accepts donations to and from Rhode Island residents on his websites www.turtleboysports.com and www.TBDailynews.com and other Turtleboy enterprises.

FACTUAL ALLEGATIONS

7. On or about September 1, 2020 Defendant published a blog on www.turtleboysports.com named "BLT-123 Dad Accused Of Abusing Missing East Providence Teenage Daughter In Facebook Post She Wrote, Has Been Cashing In On Fundraiser And Has Several Other Allegations By Family Members" wherein the following quotes from the comment section illustrate potential and possible acts of violence:
 - a) "There's never a good sniper around when you really need one . . ."
8. On or about February 10, 2021 Defendant published a blog on www.turtleboysports.com named "Transgender East Providence Dad Whose Daughter Alleged He Abused Her Got A RO Placed On Him In Leominster District Court Today For Harassing My Family And Using The Courts To Abuse Us" wherein the following quotes from the comment section illustrate potential and possible acts of violence:
 - a) "I wouldn't mind seeing get Tony clipped by some friends of ours from Providence"
 - b) "Transgenderism is a mental disease. They should be killed by stoning."
 - c) "Trans people should do all of humanity a favor and....."
9. On or about April 7, 2021 Defendant published a blog on www.turtleboysports.com named "Providence Judge Made Me Spend 3 Hours In A Courtroom With Our Psychotic BLT-123 Abuser And Wants Me To Take Down The Blogs About Him So He Can Cover Up Child Abuse" wherein the following quotes from the comment section illustrate potential and possible acts of violence:
 - a) "I could've found a permanent solution."
 - b) "A tranny bringing your kids into the picture is grounds for street justice. Man up and put that faggot in a wheelchair"
 - c) "...or just put a fucking bullet in his head and be over with it."
 - d) "WTF? This is a tapped post. This guy should be be knee capped or planted 6' under."
10. On or about April 7, 2021 Defendant published a blog on www.turtleboysports.com named "Ashley St Angelo Got Arrested By East Providence Police And His House Was Condemned Today After DA's Office Made The Warrant Against Him Extraditable" wherein the following quotes from the comment section illustrate potential and possible acts of violence:
 - a) "AshTony is an innocent political prisoner. We are holding a "peaceful" protest for its immediate release. Rioting starts at dusk."
 - b) "May you rot in prison and get your ass beat in the yard you disgusting pig of a parent"
 - c) "Great job Unc, now hopefully someone jams a shiv in this disgusting abominations neck while they are waiting in the holding cell."

- Case 1:21-cv-00261-JJM-LDA Document 6-3 Filed 07/02/21 Page 64 of 259 PageID #: 479
11. On or about April 7, 2021 Defendant published a blog on www.turtleboysports.com named "Ashley St Angelo Was Arraigned In Fitchburg District Court For Stalking Me And His Daughters Are Coming On The Live Show Tonight" wherein the following quotes from the comment section illustrate potential and possible acts of violence:
 - a) "The second he decided to involve your children, you should have sought him out and settled it like men (make that f***** eat a curb)"
 - b) "Trannies are psychotic evil perverts and they should all be thrown off the roof"
 12. Plaintiff asserts that the Defendant's above referenced publications on their face are a conduit for hate speech directed at the Plaintiff and/or his identification with no apparent restrictions or filters set in place to remove hate speech towards her or transgender individuals.
 13. Defendant is acting as a facilitator, host and agent for subscribers who gather and is offering a voice and a platform for hateful speech foreseeably calculated to cause violence on the Plaintiff.
 14. Plaintiff asserts claims that these statements precipitated violence and death threats against her and her son by unknown third parties.
 15. Plaintiff asserts that Defendant's publications incited lawless conduct.
 16. Upon information and belief, Plaintiff believes that since the date legal action was taken against Defendant, that Defendant has altered his YouTube publications in order to remove some of the language that incited said acts of violence.
 17. Plaintiff asserts these publications are of such a nature as to create imminent fear of serious bodily harm that they will bring about the possibility of violence against Plaintiff.
 18. Defendant's social media platforms are in fact creating the news as the commentators actually type and submit their speech on to his website.
 19. Defendant, to the best of knowledge of the Plaintiff, published the address of the Plaintiff on his social media platforms which is calculated to incite individuals seek out and foreseeably injury Ms. St. Angelo in the manner described in the publications cited above.
 20. Plaintiff is in imminent fear of serious bodily injury and or death with the continued publications of the nature referenced above.

Wherefore, Plaintiff prays this Honorable Court Order Defendant to cease and desist from writing or hosting on any of his social media platforms including but not limited to www.turtleboysports.com, www.tbdailynews.com and www.YouTube.com, hate speech that incites

violence against the Plaintiff or transgender individuals of the same or like kind as cited above.

Ashley St. Angelo,
By and through her attorney

/s/ Edward Manning
Edward Manning, Esq.
2377 Pawtucket Avenue
East Providence, RI 02914
Phone: (401) 457-0202
Fax: (401) 457 0203
lawoffice@surfingthelaw.com

CERTIFICATION

I hereby certify that a copy of the within Plaintiff's Amended Complaint was served on all parties of record via the Court's e-filing system on.

/s/ Matthew Connole

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

ASHLEY ST. ANGELO, PPA)
ANTHONY ST. ANGELO,)
Plaintiff,)
V.)
AIDAN KEARNEY, JULIANNE)
KEARNEY,)
Defendants,)

C.A. NO. PC-2021-00224

ENTRY OF APPEARANCE

The undersigned hereby enters his appearance on behalf of the Plaintiff, Ashley St. Angelo.

Ashley St. Angelo,
By and through her attorney

/s/ Edward Manning
Edward Manning, Esq. (4065)
2377 Pawtucket Avenue
East Providence, RI 02914
Phone: (401) 457-0202
Fax: (401) 457 0203
lawoffice@surfingthelaw.com

CERTIFICATION

I hereby certify that a copy of the within document was served on all parties of record via the Court's e-filing system on.

/s/Matthew Connole

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

**ASHLEY ST. ANGELO, PPA
ANTHONY ST. ANGELO,**

:
:
:
Plaintiff, : **CASE NO. PC-2021-0224**
:
:
v. :

**AIDAN KEARNEY AND JULIANNE
KEARNEY,**

Defendants. :
:

**DEFENDANT JULIANNE KEARNEY'S MOTION TO DISMISS FOR LACK OF
PERSONAL JURISDICTION AND FAILURE TO STATE A CLAIM FOR RELIEF**

Pursuant to Rhode Island Superior Court Rules of Civil Procedure 12(b)(2) and 12(b)(6), Defendant, Julianne Kearney, moves this Court to dismiss this action because Plaintiff failed to establish personal jurisdiction over Defendant and has failed to state a claim for relief.

This case concerns a series of news articles written by Defendant Aidan Kearney, Mrs. Kearney's husband, after he became aware of a matter of public concern pertaining to Plaintiff. Mrs. Kearney has had no part in any of the events in controversy and there are no facts that support this court exercising jurisdiction over her.

The fact that this case exists, at all, is Constitutionally misplaced. If such a case can proceed, then if the Boston Globe writes a story about Whitey Bulger, and Mr. Bulger prefers to have his misdeeds hidden from the public, he can bring this kind of harassing action not only against the author of the Globe piece, but against the author's spouse.

Ms. St. Angelo's Complaint does not seek relief under Rhode Island's civil harassment statute, and thus, charitably construed, she asserts a claim for defamation. But Ms. St. Angelo does not identify any allegedly defamatory statements and fails to make a single non-conclusory allegation regarding the elements of a defamation claim. Even if her Complaint can be construed as seeking relief under the civil harassment statute, a claim that journalism can subject the author

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to a restraining order should find no oxygen at all. To leap from that to imposing the same order on the author's spouse simply shocks the conscience.

This motion should not be necessary. The Court has already found that Ms. St. Angelo fails to state a claim for relief in her Complaint. (*See* excerpts of transcript of April 7, 2021 hearing [“Apr. 7 Trans.”], attached as **Exhibit 1**, at 6:15-24 (Court telling Ms. St. Angelo “I’m going to need you to provide an amended complaint that details exactly and clearly what your claims are against these defendants … including as exhibits to the complaints the material that you contend are harassment, defamatory, whatever the theories of the case are going to be”); *id.* at 18:21-19:2 (Court stating that “the complaint as it currently stands now is just insufficient for me to address anything on a substantive level”); *id.* at 23:6-8 (Court stating that “I need an amended complaint that clearly sets forth what your claims are, against who and what the basis is for the claim”).) This is why the Court said “[w]e’re going to hit the reset button on this case as of today” (*id.* at 19:22-24), and ordered Ms. St. Angelo to file an amended complaint by May 7, 2021. (*id.* at 21:24-22:11.) Despite explicitly finding that Ms. St. Angelo’s complaint is fatally defective and that it could make no substantive findings based on its threadbare allegations, the Court has now apparently revived this pleading and is even willing to enter a preliminary injunction based on it. This is not permissible, and Ms. St. Angelo’s claims should be dismissed.

STANDARD OF LAW

1. Every defense, in law or fact, to a claim for relief in any pleading, whether a claim, counterclaim, crossclaim, or third-party claim, shall be asserted in the responsive pleading thereto if one is required, except that, *inter alia*, lack of jurisdiction over the person and failure to state a claim upon which relief can be granted may be raised by motion. R.I. Sup. Ct. R. Civ. Pro. 12(b)(2) & 12(b)(6).

PERSONAL JURISDICTION STANDARDS

2. “As interpreted by this Court, [R.I. Gen. Laws] §9-5-33(a) permits the exercise of jurisdiction over nonresident defendants to the fullest extent allowed by the United States

Constitution.” *Rose v. Firststar Bank*, 819 A.2d 1247, 1250 (R.I. 2003) (citing *McKenney v. Kenyon Piece Dye Works, Inc.*, 582 A.2d 107, 108 (R.I. 1990)).

3. “To ensure constitutional due process to a nonresident defendant, certain minimum contacts with the forum state are required ‘such that the maintenance of the suit does not offend “traditional notions of fair play and substantial justice.’” *Kalooski v. Albert-Frankenthal AG*, 770 A.2d 831, 832-33 (R.I. 2001) (quoting *International Shoe Co. v. Washington*, 326 U.S. 310, 316 (1945)).

4. To establish minimum contacts, a “defendant’s conduct and connection with the forum state must be... such that he should reasonably anticipate being hauled into court...” in that state. *World-Wide Volkswagen Corp. v. Woodson*, 444 U.S. 286, 297 (1980). This requires “That there be some act by which the defendant purposefully avails itself of the privilege of conducting activities within the forum state, thus invoking the benefits and protections of its laws.” *Id.*

5. Jurisdiction in this forum over a nonresident defendant requires both that the complainant allege facts sufficient to satisfy the requirements of Rhode Island’s “long-arm” statute, and that the court’s exercise of personal jurisdiction comports with the requirements of constitutional due process. *McKenney v. Kenyon Piece Dye Works, Inc.*, 582 A.2d 107, 108 (R.I. 1990).

A. General Jurisdiction

6. When its contacts with a state are continuous, purposeful, and systematic, a nonresident defendant will subject itself to the general jurisdiction of that forum’s courts with respect to all claims, regardless of whether they relate to or arise out of the nonresident’s contacts with the forum. *International Shoe Co.*, 326 U.S. at 318.

B. Specific Jurisdiction

7. To sustain such specific jurisdiction, “all that need be shown is a ‘relationship among the defendant, the forum, and the litigation.’” *Ben’s Marine Sales v. Sleek Craft Boats*, 502 A.2d 808, 812 (R.I. 1985) (quoting *Helicopteros Nacionales de Colombia, S.A. v. Hall*, 466 U.S. 408, 414 (1984)).

8. There must be “some act by which the defendant purposefully avails itself of the privilege of conducting activities within the forum state, thus invoking the benefits and protections of its laws.” *Maryland Central Collection Unit v. Board of Regents for Education of the University of Rhode Island*, 529 A.2d 144, 151 (R.I. 1987) (quoting *Hanson v. Denckla*, 357 U.S. 235, 253 (1958)).

9. To ensure constitutional due process to a nonresident defendant, certain minimum contacts with the forum state are required ‘such that the maintenance of the suit does not offend “traditional notions of fair play and substantial justice.” *Kalooski v. Albert-Frankenthal AG*, 770 A.2d 831, 832-33 (R.I. 2001). In determining whether litigation in the forum state offends traditional notions of fair play and substantial justice, courts look to the “so-called ‘[G]estalt factors’ to determine whether the exercise of personal jurisdiction is reasonable[.]” *Cerberus Partners, L.P. v. Gadsby*, 836 A.2d 1113, 1121 (R.I. 2003). However, the Gestalt factors should only be considered after the defendant has purposefully established minimum contacts in the forum state. *Id.*

FAILURE TO STATE A CLAIM STANDARDS

10. A complaint must give fair and adequate notice of the plaintiff’s claim, but need not contain a “high degree of factual specificity.” *Hyatt v. Village House Convalescent Home, Inc.*, 880 A.2d 821, 824 (R.I. 2005). The complaint here does not do so.

ANALYSIS

A. General Personal Jurisdiction

11. Plaintiff does not appear to claim that general jurisdiction exists. Plaintiff has not established that Defendant has had sufficient continuous and systematic forum-based contacts to permit a finding of general jurisdiction. *See St. Onge v. USAA Fed. Sav. Bank*, 219 A.3d 1278, 1284 (R.I. 2019) (holding that defendant-bank was not “at home” in the forum state because the bank did not have sufficient affiliations with Rhode Island to purposefully avail itself of Rhode Island law).

12. Defendant has rarely been to the state of Rhode Island, and even then, only occasionally, visiting beaches and tourist attractions, and she does not conduct business in the state of Rhode Island. (Declaration of Julianne Kearney [“Julianne Decl.”], attached as Exhibit 2, at ¶ 4.)

13. Defendant is a resident of the Commonwealth of Massachusetts. (*Id.* at ¶ 6.)

14. Defendant’s husband maintains a website, which can be assessed from anywhere in the world, but Mr. Kearney does not conduct any advertising targeted directly at Rhode Island, nor does Defendant maintain any role in her husband’s business affairs. (*Id.* at ¶ 7.)

15. Mrs. Kearney’s only connection to this case is her status as Mr. Kearney’s wife. (*Id.* at ¶ 8.)

B. Specific Personal Jurisdiction

16. Defendant never purposely availed herself of the forum of Rhode Island. (*Id.* at ¶ 10.)

17. Plaintiff’s alleged injuries arise out of postings by Mr. Kearney on websites that are headquartered in Massachusetts.

18. This is not the first time a censorship-minded plaintiff has sued the Turtleboy publications in Rhode Island. *Narcisi v. Turtleboy Dig. Mktg., LLC*, No. 1:19-CV-00329-MSM-PAS, 2020 U.S. Dist. LEXIS 160630 (D.R.I. Sep. 3, 2020). In *Narcisi*, the District of Rhode Island correctly analyzed an almost identical situation and found that there was no jurisdiction over the publication or the author, Mr. Kearney. However, in that case, even *Narcisi* was not so brazenly abusing the court system as to also sue Mr. Kearney’s wife. The *Narcisi* analysis clearly applies to Mr. Kearney. It should be obvious that it mandates dismissal of Mrs. Kearney from this action, with prejudice.

19. Defendant does not maintain a role in the operations of either website and has only been listed as a party to this lawsuit to harass the Kearney family. *See Almeida v. Radovsky*, 506 A.2d 1373 (R.I. 1986) (holding that out-of-state doctors were entitled to dismissal of suit alleging negligence because the doctors lacked sufficient minimum contacts with Rhode Island to exercise

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personal jurisdiction); and *Cassidy v. Lonquist Management Co., LLC*, 920 A.2d 228, 232 (R.I. 2007) (holding that the defendant's contacts with the forum state, which involved driving a truck to deliver goods a few times a year, were on behalf of his employer and were not sufficient to establish personal jurisdiction).

20. During the hearing on April 7, 2021, Ms. St. Angelo admitted that she did not allege, and had no facts to support an allegation that, Mrs. Kearney authored any statements or engaged in any conduct at issue, and that she had only named Mrs. Kearney as a defendant because she is allegedly a “part owner” of Mr. Kearney’s websites. (Apr. 7 Trans. at 7:2-8) (Ms. St. Angelo stating that Mrs. Kearney “is part owner of the website, so I included both. So I’m not sure who is typing, what information is being brought by either party. So as being co-owner of the website, that is why I brought the claim against her as well.”)

21. “Jurisdiction over individual officers and employees of a corporation may not be predicated on the court’s jurisdiction over the corporation itself, unless the individuals are engaged in activities within their jurisdiction that would subject them to the coverage of the state’s long-arm statute.” *Bapic v. Johnson Matthey Pub. Ltd.*, 1985 R.I. Super. LEXIS 11, *26-27 (Super. Ct. June 10, 1985) (citing *Escude Cruz v. Ortho Pharmaceutical Corp.*, 619 F.2d 902, 906 (1st Cir. 1980)).

22. Ms. St. Angelo makes no allegation that Mrs. Kearney performed any wrongful acts, instead only mentioning her alleged existence as “part owner” of Mr. Kearney’s websites. Assuming, *arguendo*, Turtleboy Sports is a legal entity capable of being sued, Ms. St. Angelo does not allege facts that can support the exercise of personal jurisdiction over Mrs. Kearney.

23. In *Broadvoice, Inc. v. TP Innovations LLC*, 733 F. Supp. 2d 219 (D. Mass. 2010), the court found personal jurisdiction did not exist over a nonresident defendant who had created a website that attacked a business and its officers. The court found the website did not establish purposeful availment for the personal jurisdiction test, noting that the “defamatory website was aimed at Massachusetts only in the sense that it could be accessed by Massachusetts residents (along with the rest of the world). [Defendant] did nothing to incite residents of Massachusetts –

as opposed to the world at large – to take up arms against Broadvoice. Nor do [plaintiffs] even allege that [defendants] intended that ‘the brunt of the harm’ be felt in Massachusetts.” *Id.* at 226 (quoting *Calder v. Jones*, 465 U.S. 783 at 789-90 (1984)).

24. Defendant’s only connection to Rhode Island is that her husband’s websites are just as accessible in Rhode Island as they are in any other place in the world. Neither the complained-of statements nor Defendant’s husband’s use of the internet to publish them were focused on Rhode Island.

FAILURE TO STATE A CLAIM

25. A complaint must give fair and adequate notice of the plaintiff’s claim, but need not contain a “high degree of factual specificity.” *Hyatt v. Village House Convalescent Home, Inc.*, 880 A.2d 821, 824 (R.I. 2005).

26. Ms. St. Angelo’s complaint fails to state a claim for relief. It does not identify any causes of action, does not identify any kind damages resulting from Defendant’s alleged actions, and does not seek any relief other than a restraining order.

27. Interpreted charitably, Ms. St. Angelo appears to assert a claim for defamation, based on the allegation that Defendants made “false claims of using my ex-wife’s social security number [and] claiming I am using false means to profit from my daughter’s disappearance.” Ms. St. Angelo also stated during the January 12, 2021 hearing in this action that “[a]ll their words are defamatory, okay … all their information is defamatory.” (Excerpts of transcript of January 12, 2021 hearing [“Jan. 12 Trans.”], attached as **Exhibit 3**, at 4:8-11 and 4:23-5:10.)

28. An action for defamation requires a showing of “(1) the utterance of a false and defamatory statement concerning another; (2) an unprivileged communication to a third party; (3) fault amounting to at least negligence; and (4) damages” *Cullen v. Auclair*, 809 A.2d 1107, 1110 (R.I. 2002). Statements of pure opinion cannot be defamatory, nor can conclusions based on disclosed, non-defamatory facts, no matter how objectionable or unreasonable. *Beattie v. Fleet Nat’l Bank*, 746 A.2d 717, 721-23 (R.I. 2000).

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29. Though Ms. St. Angelo does not identify the allegedly defamatory statements or provide the context of their surrounding publication, her complaint admits that Defendants' alleged statements were made in reliance on representations from Ms. St. Angelo's daughter about Ms. St. Angelo, which are not alleged to be false or defamatory.

30. Ms. St. Angelo also provides conclusory statements to the effect that Defendant harassed her by "calling me out for being transgender," and "incited violence towards my self and my son both online and in person," potentially claiming incitement to violence or harassment, but does not provide a single fact in support of these claims or identify even the gist of these alleged statements. Ms. St. Angelo refers to "rocks, bricks, eggs, and so on," but does not claim Defendant did anything with such objects.

31. Ms. St. Angelo alleges Defendant published her phone number as well as an email she sent to Defendants, which sounds like an attempt to allege an invasion of privacy claim. But there is no allegation that Ms. St. Angelo suffered any damages from this conduct or that this information was non-public.

32. The Court has already found that Ms. St. Angelo fails to state a claim for relief in her Complaint and instructed Ms. St. Angelo to file an amended complaint curing its defects. (*See Exhibit 1* at 6:15-24, 18:21-19:2, 23:6-8, and 21:24-22:11.)

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CONCLUSION

33. WHEREFORE Defendant requests that this Court GRANT Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and for Failure to State a Claim in its entirety and with prejudice.

Respectfully submitted,

Defendant Julianne Kearney,
By their attorneys,

/s/ Sean M. McAtee

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Dated: May 21, 2021.

CERTIFICATE OF SERVICE

I, Sean McAteer, hereby certify that a true and correct copy of the foregoing document was served upon the Plaintiffs in the above-captioned matter by First Class Mail, postage prepaid, this 21st day of May 2021, as follows:

Ashley St. Angelo & Anthony St. Angelo
129 Roger Williams Avenue
Rumford, RI 02916

A courtesy copy of the foregoing document was served via electronic mail and First Class Mail, postage prepaid, as follows:

Edward Manning
2377 Pawtucket Avenue
East Providence, Rhode Island 02914
<emanning@surfingthelaw.com>

/s/ Sean M. McAteer

Sean McAteer

Exhibit 1

Transcript of April 7, 2021

St. Angelo v. Kearney
Providence Superior Court

1 STATE OF RHODE ISLAND
2 PROVIDENCE, Sc. SUPERIOR COURT
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5 ASHLEY & ANTHONY R. ST.)
6 ANGELO)
7 VS.)
8 AIDAN & JULIANNE KEARNEY,)
TURTLE BOY SPORTS)
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Pc-2021-00224

HEARD BEFORETHE HONORABLE JUSTICE MELISSA DARIGANON APRIL 7, 2021APPEARANCES:

ASHLEY ST. ANGELO..... PRO SE
AIDAN KEARNEY..... PRO SE

ELLEN McNAMARA, RPR
COURT REPORTER

C E R T I F I C A T I O N

I, **ELLEN McNAMARA**, hereby certify that the
succeeding pages **1** through **70**, inclusive, are a true and
accurate transcript of my stenographic notes.

McNamara

ELLEN McNAMARA, RPR
Court Reporter

1 further about confidential communications that you have
2 had with attorneys.

3 MS. ST. ANGELO: If you'd like the attorney's
4 information, I'm more than happy to give it to you. You
5 can verify he asked, as well as I am, for an extension.
6 It's not to prolong this situation, Your Honor. It's
7 just to protect myself.

8 THE COURT: Well, again, it would have been more
9 helpful to have this information or to have this request
10 more than 24 hours in advance of the hearing so that
11 Mr. Kearney didn't have to drive down here today.

12 MS. ST. ANGELO: I agree, Your Honor, but I did not
13 hear from the attorney until this afternoon. And had I
14 known prior to, I absolutely would have made the Court
15 aware more than 24 hours' notice. I'm not the type of
16 person to disrespect Mr. Kearney, his time, you know, his
17 gas and everything else. I am not type of the person to
18 disrespect that. Because I haven't heard from the
19 attorney until yesterday when I sent the e-mail, and I
20 did hear from him this morning.

21 THE COURT: You can take a sit for right now.

22 MS. ST. ANGELO: Sure. Thank you.

23 THE COURT: So this is what I had hoped to
24 accomplish today. So Ms. St. Angelo came to this Court
25 in early January on a complaint against Aidan and

1 Julianne Kearney, as well as something called Turtleboy
2 Sports.

3 The complaint generally alleges harassment, but as I
4 understand the complaint, most if not all of the alleged
5 harassment is taking place online.

6 MS. ST. ANGELO: Correct.

7 THE COURT: Because the allegation relates to words
8 spoken or words written, material published, this is a
9 little more complicated than what I would call the usual
10 neighbor dispute or interpersonal issues of people not
11 being able to get along with each other. I am happy to
12 hear that you have an attorney in the wings and I really
13 hope that an attorney does step in, because one of the
14 things that I really need to happen in this case is I
15 need -- not I need, the plaintiff, you need to keep this
16 case alive and going forward. You are going to -- I'm
17 going to need you to provide an amended complaint that
18 details exactly and clearly what your claims are against
19 these defendants --

20 MS. ST. ANGELO: Sure.

21 THE COURT: -- including as exhibits to the
22 complaints the material that you contend are harassment,
23 defamatory, whatever the theories of the case are going
24 to be.

25 Perhaps we can clear up one thing right now, and

1 that has to do with Julianne Kearney.

2 Do you have a claim against her specifically as to
3 conduct that you allege she has committed or done?

4 MS. ST. ANGELO: She -- she is part owner of the
5 website, so I included both. So I'm not sure who is
6 typing, what information is being brought by either
7 party. So as being co-owner of the website, that is why
8 I brought the claim against her as well.

9 THE COURT: And as you're standing here right now,
10 it would be your intention to pursue a claim against her.

11 MS. ST. ANGELO: Yes.

12 THE COURT: Ms. St. Angelo, has there been any
13 interpersonal interaction between you and Mr. Kearney or
14 Mrs. Kearney --

15 MS. ST. ANGELO: Yes.

16 THE COURT: -- in terms of texts, phone calls,
17 e-mails?

18 MS. ST. ANGELO: Yes.

19 THE COURT: There have been.

20 MS. ST. ANGELO: Yes.

21 THE COURT: What's the nature of those interactions?

22 MS. ST. ANGELO: I don't have them with me, Your
23 Honor, I apologize, because I'm waiting for the attorney.
24 He's got the documents.

25 If you want, I can look them up right now.

1 THE COURT: No. Hang on.

2 MR. KEARNEY: Your Honor, I have the entire e-mail
3 history, if you'd like it.

4 THE COURT: Hang on a moment.

5 MS. ST. ANGELO: For the most part, Your Honor, it's
6 generally me begging this person to take this stuff down.
7 They said send me proof. I sent proof and some
8 documentation and here is all the proof I had, and they
9 still refused to take it down. I did get an e-mail from
10 Mr. Kearney saying that if I dropped this case he would
11 take everything down. He took everything down, but I
12 didn't drop the case and I believe it's put all back up
13 already. So he asked me to drop this case and he'll take
14 everything about me down, which he did do, but currently
15 I believe it's all back up.

16 And that was against the restraining order as well,
17 Your Honor, that he has posted videos since he's been
18 served, about me and this case, which I believe is a
19 direct violation of the restraining order.

20 THE COURT: Are you alleging, Ms. St. Angelo, any
21 threat to your person?

22 MS. ST. ANGELO: We have gotten threats. We have
23 had violent action towards us, not by him, but because
24 and through him. I have a long history of over 50 texts.
25 I've had the police at the house, rocks, eggs, bricks, BB

1 an active restraining against order him. There's a
2 warrant out for his arrest. And I am forced to drive
3 across state lines during a pandemic because I am a
4 defendant in this case, as if I have done anything wrong.
5 Especially my wife, who is completely innocent in this
6 case, and is 100 percent a victim. It is morally
7 reprehensible what is happening now and just absolutely
8 awful.

9 And there's so much more to this, what this person
10 has done, that I have barely even scratched the surface,
11 but I think you get the point.

12 THE COURT: I get the point, and I also get the
13 point that Ms. St. Angelo has many, many of the same
14 concerns and statements about you, all of which are going
15 to be sorted out.

16 So you did have some options, Mr. Kearney. You
17 could have hired a lawyer. You could have filed a motion
18 to dismiss. There's a lot of things that you could have
19 done. You didn't do them --

20 MR. KEARNEY: I can't afford a lawyer.

21 THE COURT: -- that's fine. This is what we're
22 going to do now, because there is a whole lot to both
23 sides of the story. A whole lot, a whole lot that I
24 don't understand, and a whole lot that I'm going to need
25 to understand, but it's the plaintiff's case, so the

1 plaintiff is going to start first by getting this case in
2 order.

3 MS. ST. ANGELO: If I may, Your Honor. If I may?

4 First of all, everything he stated is inaccurate,
5 but he also stated he didn't post my name, address or
6 phone number. I do have a video showing that he has.
7 Okay. I have been accused of all this through the police
8 department when I went to go serve a restraining order to
9 him they refused to serve. There's a lot more to this
10 case.

11 I've been -- I've got verifiable information that
12 when things don't go his way he posts fake blogs to cover
13 and protect himself. I've got evidence of that. Just
14 the same of what he's accusing me, I've got evidence that
15 he has done that to people in the past.

16 This has already gone far and beyond without my
17 attorney present. Just the same, I can verify everything
18 that I have stated is true. I'm getting a lawyer to
19 represent me to make sure that information that's not
20 relevant to this case is not provided.

21 THE COURT: All right. This is what we're going to
22 do, we're going to -- basically, we're going to start
23 this case over --

24 MS. ST. ANGELO: Okay.

25 THE COURT: -- because the complaint as it currently

1 stands now is just insufficient for me to address
2 anything on a substantive level.

3 MS. ST. ANGELO: Okay.

4 THE COURT: So I'm going to give the plaintiff --

5 MS. ST. ANGELO: And I may also want to add, Your
6 Honor, he knew about the court date that he was supposed
7 to appear for. Prior to being served, I've got a video
8 of that, that was a date that he went to Leominster
9 courthouse to get his restraining order versus showing up
10 here that he knew was a hearing date to arrive for.

11 So he filed a revenge restraining order, lied to the
12 Judge. I can't proof that at this point, and that's
13 another case that doesn't belong here, and he got his
14 restraining order. But he maliciously did that on the
15 day that he was supposed to be here.

16 THE COURT: I know that there are some questions
17 about service on Mr. and Mrs. Kearney, how service was
18 made, when it was made. I know that service was made
19 eventually and finally through the Rhode Island Sheriff's
20 Department with their corresponding unit in
21 Massachusetts. I'm not going to look back as to all of
22 the travel from the start. We're going to hit the reset
23 button on this case as of today. And that is what we're
24 going to do.

25 MR. KEARNEY: Your Honor, if I could add just one

1 more thing. In the police report, the Holden police
2 report, which I did submit as evidence, they specifically
3 say in here, Ashley, when he applied for the -- on his
4 affidavit that he provided to this Court, he says that
5 the Holden police instructed him to attempt to get a
6 restraining order. The Holden police saw this, and
7 specifically in their report say that that is a bold-face
8 lie. That they never ever told him to do that. He made
9 that up. So he lied on the police report. In Court,
10 when I got my restraining order against him, his argument
11 to the Judge was that the Holden police are also a lie.
12 So everybody is lying here except for Ashley St. Angelo.

13 THE COURT: Maybe everybody is lying. Maybe nobody
14 is lying. I don't know. What I do know is I, myself
15 called the Holden Police Department three times to find
16 out about service in this case and not once did I have
17 the courtesy of a return phone call. So I don't think
18 all that highly of the police department, when they don't
19 return a phone call of a Justice of another court
20 corresponding --

21 MR. KEARNEY: I would like to speak to the police
22 about that.

23 THE COURT: No. Done. Like three months ago. And
24 that's why service went through the Rhode Island
25 Sheriff's Department because the Holden Police Department

1 failed to respond to me. Three phone calls.

2 MR. KEARNEY: Okay. The Holden police, when I spoke
3 to them, they said that they did contact the Court about
4 specifically the fact that they did not instruct Ashley
5 to come down here, and that they had called, but it
6 didn't matter.

7 THE COURT: They didn't talk to this Court. I don't
8 know what Court they were talking to. It wasn't me.

9 So in any event --

10 MR. KEARNEY: Could I have them contact you?

11 THE COURT: No. I'm done with the Holden Police
12 Department. The Holden Police Department has absolutely
13 nothing to do with this case at this point.

14 MR. KEARNEY: They do.

15 THE COURT: Not with this case, they don't.

16 MR. KEARNEY: I mean, this -- specifically about
17 this case, this police report is --

18 THE COURT: The Holden Police Department does not
19 have a role in this case at this time. If they end up
20 being a witness for you at the time of the hearing, we'll
21 deal with that when that happens.

22 All right. Ms. St. Angelo.

23 MS. ST. ANGELO: Yes, Your Honor.

24 THE COURT: I am going to order you to file an
25 amended affidavit in this case --

1 MS. ST. ANGELO: Correct.

2 THE COURT: -- that details all of your allegations
3 and claims against these defendants, whether it's
4 Mr. Kearney, Mrs. Kearney or some business entity that he
5 or they run --

6 MS. ST. ANGELO: Okay.

7 THE COURT: -- by May 7th.

8 MS. ST. ANGELO: Okay. I don't have a pen. I
9 apologize. I have one. I apologize. I have one.

10 THE COURT: So May 7th for the plaintiff to file an
11 amended complaint.

12 THE CLERK: I'll give you more paper.

13 MR. KEARNEY: Do you want me to submit any of this
14 as evidence?

15 THE COURT: Hang on, Mr. Kearney.

16 When the amended complaint is served on the
17 defendant --

18 THE CLERK: Ms. St. Angelo, the Judge is speaking to
19 you.

20 MS. ST. ANGELO: I apologize, Your Honor. What was
21 that?

22 THE COURT: So the amended complaint must be filed
23 by May 7th.

24 MS. ST. ANGELO: Yes. May I ask, Your Honor, just
25 what specifically did you say you wanted me to write on

1 the amended complaint or how you wanted it written,
2 please?

3 THE COURT: You have an attorney. Your attorney
4 will know what to do.

5 MS. ST. ANGELO: Okay.

6 THE COURT: But I need an amended complaint that
7 clearly sets forth what your claims are, against who and
8 what the basis is for the claim. Again, if you have an
9 attorney and that attorney actually enters an appearance
10 in this case, then that attorney will know what to do.

11 This deadline of May 7th applies whether you have an
12 attorney or not.

13 MS. ST. ANGELO: Okay.

14 THE COURT: And if the attorney that you're talking
15 with, if that falls through, then the burden is going to
16 be on you to figure out an amended complaint.

17 MS. ST. ANGELO: Sure.

18 THE COURT: That amended complaint is going to need
19 to be served on all of the defendants.

20 MS. ST. ANGELO: Okay.

21 THE COURT: So I'm going to have --

22 MS. ST. ANGELO: I apologize.

23 THE COURT: I'm going to allow you to serve them by
24 regular mail and certified mail, return receipt
25 requested.

1 MS. ST. ANGELO: Okay.

2 THE COURT: Again, if you have an attorney, the
3 attorney will know exactly what you have to do. If you
4 don't have an attorney and you're going to remain
5 self-represented, you are going to have to figure that
6 out. But I am going to permit service to be made by
7 regular and certified mail, in accordance with Rule 4 of
8 the Rules of Civil Procedure, since the defendants live
9 in Massachusetts.

10 Under our rule the defendants have 20 days to
11 respond to that complaint.

12 MR. KEARNEY: What did you mean by that, "respond"?
13 Like --

14 THE COURT: You can either answer the complaint --

15 MR. KEARNEY: In writing?

16 THE COURT: In writing or you can file a motion to
17 dismiss. I would encourage you, sir, to seek out counsel
18 on this case.

19 MR. KEARNEY: I --

20 THE COURT: It is not going to be an easy case for
21 someone without legal training to handle.

22 MR. KEARNEY: I can't afford counsel, so. I've been
23 through a dozen of these restraining hearings so --

24 THE COURT: Hang on. Don't interrupt.

25 MR. KEARNEY: I'm going to represent myself. I

Exhibit 2

Declaration of Julianne Kearney

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

ASHLEY ST. ANGELO, PPA	:	
ANTHONY ST. ANGELO,	:	
 <i>Plaintiff,</i>	:	CASE NO. PC-2021-0224
 v.	:	
 AIDAN KEARNEY AND JULIANNE	:	
KEARNEY,	:	
 <i>Defendants.</i>	:	

DECLARATION OF JULIANNE KEARNEY

I, Julianne Kearney, declare:

1. I am over the 18 years of age and have never been convicted of a crime involving fraud or dishonesty. I have first-hand knowledge of the facts set forth herein, and if called as a witness could and would testify competently thereto.
2. I am a defendant in the above-captioned action, along with my husband Aidan Kearney.
3. I make this Declaration in support of my Motion to Dismiss for Lack of Personal Jurisdiction and Failure to State a Claim for Relief, filed herewith.
4. I have rarely been to the state of Rhode Island, and even then, only occasionally, visiting beaches and tourist attractions.
5. I do not conduct business in the state of Rhode Island.
6. I am a resident of the Commonwealth of Massachusetts.
7. My husband maintains a website, which can be assessed from anywhere in the world, but Mr. Kearney does not conduct any advertising targeted directly at Rhode Island, nor am I a "part owner" of any of my husband's websites or maintain any role in my husband's business affairs.

//

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8. My only connection to this case is my status as Mr. Kearney's wife.

9. I have nothing to do with my husband's websites. Those are his separate property and separate endeavors.

10. I never purposely availed myself of the forum of Rhode Island.

I declare under penalty of perjury under the law of Rhode Island that the foregoing is true and correct.

Signed on 5/6/2021, at Jefferson MA.

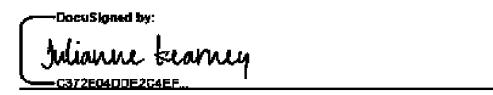
DocuSigned by:

Julianne Kearney
C372E040DE2C4EF...

Exhibit 3

Transcript of January 12, 2021

St. Angelo v. Kearney
Providence Superior Court

STATE OF RHODE ISLAND

PROVIDENCE, Sc.

SUPERIOR COURT

ORIGINAL

ASHLEY ST. ANGELO)
)
)
VS.) CIVIL ACTION NO: PC/2021-00224
)
)
AIDAN KEARNEY, ET AL)

HEARD BEFORE ASSOCIATE JUSTICE MELISSA E. DARIGAN ON:

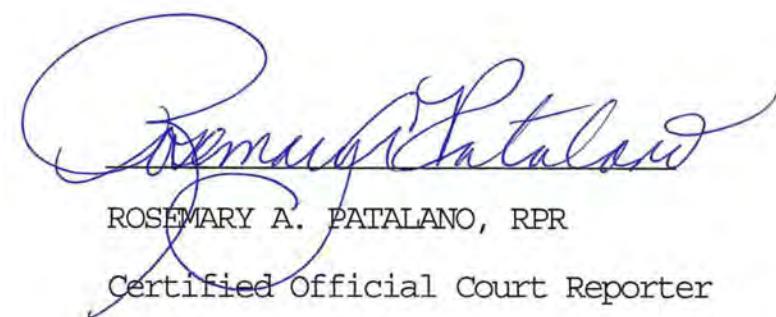
TUESDAY, JANUARY 12, 2021

APPEARANCES:

ASHLEY ST., ANGLO, PRO SF

C E R T I F I C A T I O N

I, Rosemary A. Patalano, hereby certify that the
succeeding pages, 1 through 15, inclusive, are a true and
accurate transcript of my stenographic notes.



The signature is handwritten in blue ink and appears to read "Rosemary A. Patalano". It is written in a cursive style with some loops and variations in letter height.

ROSEMARY A. PATALANO, RPR

Certified Official Court Reporter

1 MS. ST. ANGELO: Sure.

2 THE COURT: -- review this.

3 (Pause)

4 THE COURT: So, Ms. St. Angelo, your complaint
5 involves an awful lot. Have you --

6 This is something you might want to seek out an
7 attorney.

8 MS. ST. ANGELO: I would, honest to God, I can't
9 even afford my own expenses.

10 THE COURT: I know that. But I'm going to give you
11 a phone number for the Rhode Island Bar Association.

12 MS. ST. ANGELO: I did speak to them before coming
13 here today.

14 THE COURT: You did?

15 MS. ST. ANGELO: Yes.

16 THE COURT: They do have an LGBTQ committee. Did
17 anyone mention that to you?

18 MS. ST. ANGELO: No.

19 THE COURT: When you called the bar association,
20 what happened?

21 MS. ST. ANGELO: They said that they're going to
22 refer me to several pro bono lawyers, but they don't
23 handle cases like this.

24 THE COURT: Exactly. They don't. But a pro bono
25 lawyer means a free lawyer.

1 MS. ST. ANGELO: Correct.

2 THE COURT: So, did you get any names from them?

3 MS. ST. ANGELO: I called several different ones
4 that they gave me, but none of them handle a case like
5 this.

6 This is my problem. I was told by the police
7 officer in Massachusetts to highly recommend coming to
8 get a restraining order against them. They keep calling
9 me and trying to get me to go on their live show, which I
10 am expecting if I had done that, they would destroy me
11 even more. All their words are defamatory, okay? One
12 moment.

13 THE COURT: So, you're looking for a restraining
14 order? See, I was not aware that you were looking for a
15 restraining order today. I thought you were just looking
16 for the ability to file -- to file. So, let me just get
17 up to speed.

18 MS. ST. ANGELO: No, I am looking for a restraining
19 order.

20 THE COURT: So, you'd like a restraining order
21 against Aidan and Julianne Kearney to prevent them from
22 what? To stop them from what?

23 MS. ST. ANGELO: Having these people calling me.
24 The violence. The posts that they put, basically says
25 that I starve my daughter, I abuse my wife and daughter,

1 my son, abuse my wife and daughter. I'm getting
2 threatening phone calls. I would change the number
3 except the whole world knows the number.

4 My son is getting harassed online because of these
5 people. They're calling me crushed turtles. That's what
6 they keep calling us, crushed turtles. I don't know what
7 that expression means, but it's all related to their
8 Turtleboy website, that we will get crushed by their
9 website.

10 And all their information is defamatory. Freedom of
11 speech --

12 THE COURT: All right.

13 MS. ST. ANGELO: I will go to --

14 THE COURT: Ms. St. Angelo, I am going to stop you
15 because I am aware, I am aware of the fighting words.
16 And I am aware --

17 MS. ST. ANGELO: That's what I was going to --

18 THE COURT: I am aware of that.

19 I am going to grant a limited restraining order
20 today.

21 MS. ST. ANGELO: Okay.

22 THE COURT: All right? Because this requires --
23 this requires a lot more time.

24 MS. ST. ANGELO: I apologize. I never give you an
25 easy case.

1 THE COURT: And it requires an opportunity for the
2 defendant to appear.

3 MS. ST. ANGELO: Right.

4 Also, a lot of evidence that I would have to bring
5 in to you.

6 THE COURT: Yes, there's a lot here.

7 MS. ST. ANGELO: Oh, yeah.

8 My main goal for today, Your Honor, is that they
9 don't call me. Those come down for the ten days. The
10 YouTube video and their -- and their four posts come down
11 for the ten days. And if you agree that they were in the
12 right, they can place them back up, and I will seek
13 further measures thereon after.

14 But I am looking for, until the case is heard, for
15 this to come down. Because these are the reasons we are
16 getting these harassing phone calls. People on blogs
17 are reading their blog, they're calling us. I have
18 gotten calls from Canada, Texas, California, with
19 threats. I've got Facebook threats left and right that
20 they're going to come to my house and shoot me because of
21 stuff like this. And it's all --

22 It's all a lie. I proved to the gentleman it's all
23 a lie. And he told me if I don't go on a live broadcast,
24 he ain't taking it down, tough.

25 THE COURT: So, I have almost no evidence in front

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

**ASHLEY ST. ANGELO, PPA
ANTHONY ST. ANGELO,**

:
:
Plaintiff, :
:
v. :
:

**AIDAN KEARNEY AND JULIANNE
KEARNEY,**

CASE NO. PC-2021-0224

Defendants.

:
:

MOTION TO TERMINATE AND VACATE RESTRAINING ORDER

Defendant Aidan Kearney¹ is a journalist and political pundit. He wrote an article about a matter of public concern pertaining to Plaintiff Ashley St. Angelo. Ms. St. Angelo retaliated by truly harassing Mr. Kearney and his family and abusing the restraining order process. No restraining order should have been entered, even preliminarily. The Order should be vacated.

After publishing his report of Ms. St. Angelo's fundraising fraud, Ms. St. Angelo began harassing Kearney and his family. Mr. Kearney obtained a harassment prevention order against Ms. St. Angelo pursuant to Mass. Gen. Laws, ch. 258E. *See Kearney v. St. Angelo*, Docket No. 2161RO0021 (Leominster Dist. Ct., Mass. Jan. 25, 2021); *Kearney v. St. Angelo*, Docket No. 2161RO0021 (Leominster Dist. Ct., Mass. Feb. 10, 2021). *See Exhibit 1* and *Exhibit 2*. That order bars Ms. St. Angelo, *inter alia*, from contacting Mr. Kearney (which, under Massachusetts law, includes communications) except to serve papers relative to the Massachusetts case.

Ms. St. Angelo retaliated for this Order by (1) violating the order by contacting Mr. Kearney through email and leaving a voicemail message at Mrs. Kearney's employer threatening

¹ Defendant Julianne Kearney has no relevance to this matter, except that Ms. St. Angelo has brought her in to this action in order to retaliate against Mr. Kearney. This motion is filed on her behalf as well. In addition to the reasons no injunction should issue against Mr. Kearney, none should issue as to Mrs. Kearney due to her non-existent role in the complained-of actions.

to appear at the place of business and to protest that they employed a sexual deviant and 2) seeking an order of her own in this Court. *See Order of Jan. 25, 2021.* Ms. St. Angelo was charged criminally on April 13, 2021 for violating the Order. *See State of Rhode Island v. Ashley St. Angelo,* Case No. 62-2021-03459 (6th Div. Dist. Ct.).²

This Court's order has been continued and remains in effect. *See Orders of April 7, 2021 and April 22, 2021.* That order must be terminated and vacated as Ms. St. Angelo's petition failed to meet the elements required under law. As the Court is aware, "in deciding whether to issue a preliminary injunction, the hearing justice should determine whether the moving party (1) has a reasonable likelihood of success on the merits, (2) will suffer irreparable harm without the requested injunctive relief, (3) has the balance of the equities, including the possible hardships to each party and to the public interest, tip in its favor, and (4) has shown that the issuance of a preliminary injunction will preserve the status quo." *Iggy's Doughboys, Inc. v. Giroux*, 729 A.2d 701, 705 (R.I. 1999). All of the conduct she complained of was First Amendment protected commentary on a public event. The entry of the order violates Mr. Kearney's rights under the First Amendment, and the entry of the order further impacts his other rights and must be dissolved, *nunc pro tunc*.

1.0 Factual Allegations

The Complaint alleges that Mr. Kearney is an owner of Turtleboy Sports. *See* Complaints of January 12, 2021. Mr. Kearney operates "two blogging websites: www.turtleboysports.com and www.TBDailynews.com." *Narcisi v. Turtleboy Dig. Mktg., LLC*, No. 1:19-CV-00329-MSM-PAS, 2020 U.S. Dist. LEXIS 160630, at *1 (D.R.I. Sep. 3, 2020) (finding this defendant not subject to personal jurisdiction in Rhode Island). Turtleboy is "a media outlet that isn't afraid to cover hard-hitting stories that the mainstream media shies away from. By thoroughly investigating local, statewide, and even national stories, Turtleboy has established its reputation as the only media outlet that consistently gives readers the story behind the story." *See Exhibit 3.*³

² That matter was dismissed under Rule 48(a).

³ TURTLEBOY SPORTS, <https://turtleboysports.com/about/> (last visited May 13, 2021).

Plaintiff claims Mr. Kearney published an article discussing the following facts: Plaintiff abused her daughter and wife; Plaintiff misused her wife's Social Security Number; and Plaintiff sought to profit from her daughter's alleged disappearance.⁴ Plaintiff denies that these facts are true. Plaintiff also makes the strange claim that Mr. Kearney sexually harassed her by identifying Plaintiff as transgender and published her telephone number. Plaintiff also alleges that Defendant posted an e-mail she sent to him, and mocked the email's contents. Other "harassing" conduct is that Defendant expressed the opinion that he found St. Angelo's daughter more credible than he found Plaintiff. Plaintiff claims that these statements precipitated violence and death threats against her and her son by unknown third parties. Plaintiff alleges that she spoke with Turtleboy representatives, who invited her on Defendant's show to tell her side of the story, but she declined. Mr. Kearney then, allegedly, contacted the Holden Police department, asserting that Plaintiff had been harassing him, and Plaintiff became distressed by the tone of the officer's voice. Plaintiff sought an order that Mr. Kearney's articles and YouTube videos about her be taken down – an unconstitutional prior restraint.

There are no allegations that Mr. Kearney made any threats, incited lawless conduct (let alone imminent), or did anything but write or talk about Plaintiff in the context of a public controversy, a controversy St. Angelo was involved in before Mr. Kearney heard of her. Turtleboy published an article on September 1, 2020 regarding Plaintiff's claim that her daughter was missing. The issue came to Defendant's attention once it had already become a matter of public concern, due to Plaintiff's public fundraising efforts. The article and news report discussed the fundraising claims, the conflicting information (including the "missing" daughter's public statements) Plaintiff's prior involvement in the judicial system, and the claims the Plaintiff's other

⁴ Her daughter did not disappear. Plaintiff's daughter publicly published that she ran away from Plaintiff. See Exhibit 4.

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family has made against her. *See Exhibit 4*⁵ and *Exhibit 5*.⁶ On September 5, 2020, Mr. Kearney interviewed Plaintiff's other daughter, who clarified that her sister was **not missing** and provided multiple reports contradicting Plaintiff's denials of abuse. *See Exhibit 6*.⁷ Furthermore, despite Plaintiff's perjurious claims to the contrary, the Holden Police never advised Plaintiff to obtain a restraining order—in fact, they explicitly attest to the contrary. *See Exhibit 7*.⁸

2.0 Analysis

All of the allegations against Mr. Kearney are based on his First Amendment-protected speech. Further, the restraining order constitutes a prior restraint on speech. Thus, the restraining order is unconstitutional and must be dissolved.

Plaintiff cannot meet the necessary requirements for a restraining order. *Iggy's Doughboys, supra* at 705. Plaintiff has no likelihood of success on her claim of harassment or any other conceivable claim. Plaintiff alleges no irreparable harm. The equities, in which Mr. Kearney's Constitutional rights are infringed, tip in his favor. And the order alters the status quo, it does not preserve it.

⁵ Uncle Turtleboy, *Missing East Providence Teen Posts On Facebook That She Ran Away From Abusive Transgender Father Who Is Attempting To Profit Off Of Her Disappearance*, TB DAILY NEWS (Sept. 1, 2020), <https://tbdailynews.com/missing-east-providence-teen-posts-on-facebook-that-she-ran-away-from-abusive-transgender-father-who-is-attempting-to-profit-off-of-her-disappearance/>.

⁶ Uncle Turtleboy, *BLT-123 Dad Accused Of Abusing Missing East Providence Teenage Daughter In Facebook Post She Wrote, Has Been Cashing In On Fundraiser And Has Several Other Allegations By Family Members*, TURTLEBOY SPORTS (Sept. 1, 2020), <https://turtleboysports.com/blt-123-dad-accused-of-abusing-missing-east-providence-teenage-daughter-in-facebook-post-she-wrote-has-been-cashing-in-on-fundraiser-and-has-several-other-allegations-by-family-members/>.

⁷ Turtleboy Sports, *Episode #246 - TBLive: Principal Cancelled, East Providence BLT-123 Dad, Failure Swift Court Loss*, YOUTUBE (Sept. 5, 2020), <https://www.youtube.com/watch?v=hTTJNAkMfE0>.

⁸ Uncle Turtleboy, *Transgender East Providence Dad Whose Daughter Alleged He Abused Her Got a RO Placed On Him In Leominster District Court Today For Harassing My Family And Using The Courts To Abuse Us*, TURTLEBOY SPORTS (Feb. 10, 2021), <https://turtleboysports.com/transgender-east-providence-dad-whose-daughter-alleged-he-abused-her-got-a-ro-placed-on-him-in-leominster-district-court-today-for-harassing-my-family-and-using-the-courts-to-abuse-us/>.

2.1 The Order Infringes Defendant's Freedom of Speech

Plaintiff alleges harassment. Under Rhode Island law, the term “harassing”, in general: means following a knowing and willful course of conduct directed at a specific person with the intent to seriously alarm, annoy, or bother the person, and which serves no legitimate purpose. The course of conduct must be such as would cause a reasonable person to suffer substantial emotional distress, or be in fear of bodily injury.

Compare R.I. Gen. Laws § 15-15-1; *accord* R.I. Gen. Laws § 11-59-1(2). “Constitutionally protected activity is not included within the meaning of ‘course of conduct.’” R.I. Gen. Laws §§ 11-59-1(1) and 15-15-1(1).⁹ To date, the Rhode Island Supreme Court has not yet addressed the intersection of a complaint for harassment and the defendant’s constitutionally-protected right to free speech. However, Massachusetts and other states have.

In overruling a constitutional challenge to Massachusetts’s statute that affords the ability to obtain a harassment protection order against an unrelated person, Mass. Gen. Laws, ch. 258E, the Massachusetts Supreme Judicial Court determined that the statute only deemed “harassment” to include unprotected speech, *i.e.* “fighting words” and “true threats.” *O’Brien v. Borowski*, 461 Mass. 415, 425-26, 961 N.E.2d 547, 556-57 (2012). Otherwise, the statute would not survive the freedoms protected by the First Amendment to the United States Constitution and the state constitution. The same is necessarily true of the Rhode Island law on which Plaintiff relies.

As observed in *O’Brien*, “the ‘true threat’ doctrine applies not only to direct threats of imminent physical harm, but to words or actions that – taking into account the context in which they arise – cause the victim to fear such harm now or in the future and evince intent on the part of the speaker or actor to cause such fear.” 461 Mass. at 425. Similarly, the “fighting words” exception “is limited to words that are likely to provoke a fight: face-to-face personal insults that are so personally abusive that they are plainly likely to provoke a violent reaction and cause a

⁹ Plaintiff has not alleged a statutory claim of harassment. Although this Court has heard cases sounding in harassment, the Supreme Court of Rhode Island has not yet outlined the contours of a common law cause of action for harassment or asserted that the criminal prohibition of harassment contains a private right of action. However, the statutory analogs must be relied upon for purposes of this motion.

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breach of the peace.” *Id.* at 423. Such provocation must be immediate. *See Byrnes v. City of Manchester*, 848 F. Supp. 2d 146, 157 (D.N.H. 2012) citing *Chaplinsky v. New Hampshire*, 315 U.S. 568, 573, 62 S. Ct. 766, 86 L. Ed. 1031 (1942).

Blog posts and a YouTube video, without implication of physical contact, do not constitute fighting words. The only thing that these First Amendment protected publications could reasonably “threaten” would be to expose the truth about the Plaintiff’s fraudulent fundraising efforts. That is the kind of speech that is at the core of First Amendment protections.

“To characterize speech as actionable ‘fighting words,’ the [plaintiff] must prove that there exist ‘a likelihood that the person addressed would make an immediate **violent** response.’” (emphasis added) *United States v. Poocha*, 259 F.3d 1077, 1080-81 (9th Cir. 2001) quoting *Gooding v. Wilson*, 405 U.S. 518, 528 (1972). Accordingly, in order to invoke this exception to the First Amendment, Plaintiff would need to allege and show that Mr. Kearney was within physical striking distance of Plaintiff, and Plaintiff would be then unable to control her temper to the point that she would at least morally feel justified in causing him physical harm. She has made neither this allegation nor showing. Defendant exposing a fraud one state away and Plaintiff being upset about it places the parties far from striking distance and at no risk of imminent violence. If Plaintiff’s allegations could demonstrate constitutionally unprotected fighting words, perhaps none of us would have ever heard of Bernie Madoff – as all he would have needed to do was to lose control of his emotions when he read Providence Journal articles about his crimes. Simply put, there is no plausible allegation, let alone showing, of fighting words.

Here, Defendant is not alleged to have even addressed Plaintiff, but rather he addressed third parties. These were not face-to-face insults nor were they abusive – much less so abusive as to provoke an immediate violent reaction or breach of peace. Compare *Baker v. Glover*, 776 F. Supp. 1511, 1516 (M.D. Ala. 1991) (“To the extent that there are any true fighting words left, the court is of the opinion that the phrase ‘Eat Shit’ does not fall within this category. Such words do not ‘by their very utterance inflict injury or tend to incite an immediate breach of the peace.’”) quoting *Chaplinsky*, 315 U.S. at 572. *See also Nolan v. Krajcik*, 384 F.Supp.2d 447, 459 (D. Mass.

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2005) (“the use of epithets or otherwise profane language alone is not a basis for regulating speech as fighting words.”); *Commonwealth v. A Juvenile*, 368 Mass. 580, 589, 334 N.E.2d 617 (1975) (noting state cannot sanction “[v]ulgar, profane, offensive or abusive speech” alone under First Amendment). In fact, as a matter of law, because they were not face-to-face, they cannot be actionable. Accord *State v. Dugan*, 2013 MT 38, ¶43, 369 Mont. 39, 54, 303 P.3d 755, 767 (2013) (“Words spoken over the telephone are not proscribable under the ‘fighting words’ doctrine because the person listening on the other end of the line is unable to react with imminent violence against the caller.”) Thus, none of the allegations relating to Defendant’s alleged harassment of Plaintiff constituted unprotected “fighting words”; rather, it all arose from Defendant’s Constitutionally protected speech.

Similarly, blog posts and a YouTube video do not constitute a true threat. They were not directed to Plaintiff—they were directed to the public at large, just like any other news report. “‘True threats’ encompass those statements where the speaker means to communicate a serious expression of an intent to commit an act of unlawful violence to a particular individual or group of individuals.” *Virginia v. Black*, 538 U.S. 343, 359 (2003). “A true threat [is] where a reasonable person would foresee that the listener will believe he will be subjected to physical violence upon his person[.]” *United States v. Orozco-Santillan*, 903 F.2d 1262, 1265-66 (9th Cir. 1990). None of Defendant’s statements involve an expression, serious or otherwise, of an intent to commit an act of violence.

Although Plaintiff claims to have received death threats and other attacks, Plaintiff has no evidence thereof. In fact, the claims that bricks and eggs were thrown at her house seems to be a frequent, unverified, and unverifiable claim the Plaintiff uses when trying to increase the dramatic effect of her outlandish statements. See Exhibit 8.¹⁰ Plaintiff’s Complaint is similarly bereft of any allegations as to who threw these items, when, or why, except that she does not allege Defendant did so.

¹⁰ Ashley St. Angelo, FACEBOOK (Oct. 18, 2020), <https://www.facebook.com/ashley.marie.stangelo/posts/3690854407632339>.

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Presuming that Plaintiff is not lying about these “bricks and eggs” attacks on her home, there is no evidence that any of them stemmed from anything Mr. Kearney said. And, even if one or more readers/viewers did so, to adjudge Defendant liable for the acts of his readers would similarly violate his First Amendment rights. “Civil liability may not be imposed merely because an individual belonged to a group, some members of which committed acts of violence. For liability to be imposed by reason of association alone, it is necessary to establish that the group itself possessed unlawful goals and that the individual held a specific intent to further those illegal aims.” *NAACP v. Claiborne Hardware Co.*, 458 U.S. 886, 920 (1982). There is no group. There are no unlawful goals. Mr. Kearney had no specific intent to further any illegal activity. Mr. Kearney’s First Amendment right to speak about Plaintiff cannot be infringed merely because a reader or viewer did something wrong in response.

While not dispositive, it is worth noting that Plaintiff’s residence was condemned as uninhabitable by East Providence police. The description of the premises suggests that even if there were “bricks and eggs” on or about the property, it is unlikely that the source was an attack, as opposed to squalor. The uninhabitability determination was made, relevantly, when the East Providence police arrested Ms. St. Angelo for violating the Massachusetts restraining order. Moreover, within *minutes* of her arraignment on charges for doing so, Ms. St. Angelo violated the order *again*. (Declaration of Aidan Kearney [“Aidan Decl.”] attached as Exhibit 9, at ¶¶ 20; see Exhibit 7.)

Aside from not constituting harassment or falling into any other exception to the First Amendment, Defendants’ alleged speech is not defamatory. Interpreted charitably, Plaintiff appears to assert a claim for defamation, based on the allegation that Defendants made “false claims of using my ex-wife’s social security number [and] claiming I am using false means to profit from my daughter’s disappearance.” Plaintiff also stated during the January 12, 2021 hearing in this action that “[a]ll their words are defamatory, okay … all their information is defamatory.” (Excerpts of transcript of January 12, 2021 hearing [“Jan. 12 Trans.”], attached as Exhibit 10, at 4:8-11 and 4:23-5:10.)

An action for defamation requires a showing of “(1) the utterance of a false and defamatory statement concerning another; (2) an unprivileged communication to a third party; (3) fault amounting to at least negligence; and (4) damages” *Cullen v. Auclair*, 809 A.2d 1107, 1110 (R.I. 2002). Statements of pure opinion cannot be defamatory, nor can conclusions based on disclosed, non-defamatory facts, no matter how objectionable or unreasonable. *Beattie v. Fleet Nat'l Bank*, 746 A.2d 717, 721-23 (R.I. 2000).

Though Plaintiff does not identify the allegedly defamatory statements or provide the context of their surrounding publication, the exhibits to this motion provide these statements in their full context. These statements provide Defendant’s opinions based on disclosed facts, namely Defendant’s investigation into Plaintiff’s fraudulent fundraising efforts and the statements of Plaintiff’s family members. Plaintiff does not allege any of these underlying facts are false or defamatory and does not even allege it was negligent for Defendant to rely on witnesses with first-hand knowledge of the fraudulent nature of Plaintiff’s activities. There is thus no probability of Plaintiff prevailing on a defamation claim, either.

2.2 The Order is Unconstitutionally Vague

The Court’s order prohibits Defendant from “annoy[ing]” Plaintiff. What does that mean? How can Mr. Kearney have knowledge of what “annoys” Plaintiff? Further, Plaintiff did not even complain about being “annoyed,” but rather “harassed.”

Under the Constitutions of the United States, orders are “void for vagueness,” in violation of due process, if they do not “give the person of ordinary intelligence a reasonable opportunity to know what is prohibited, so that he may act accordingly.” *See Grayned v. Rockford*, 408 U.S. 104, 108-109, 33 L. Ed. 2d 222, 92 S. Ct. 2294 (1972). The U.S. Supreme Court has already held that the term “annoy” is unconstitutionally vague. *See Coates v. City of Cincinnati*, 402 U.S. 611, 614, 91 S. Ct. 1686, 29 L. Ed. 2d 214 (1971) (“Conduct that annoys some people does not annoy others. Thus, the ordinance is vague *** in the sense that no standard of conduct is specified ***.”). Thus, the Order must be dissolved as unconstitutionally vague.

2.3 The Order is an Unconstitutional Prior Restraint

To the extent the prohibition on annoying or contacting includes any discussion of Plaintiff, the Court's order is an invalid prior restraint on speech. In almost all defamation cases, a preliminary injunction is categorically unavailable; "the maxim that equity will not enjoin a libel has enjoyed nearly two centuries of widespread acceptance at common law." *Kramer v. Thompson*, 947 F.2d 666, 677 (3d Cir. 1991); see also *Kinney v. Barnes*, 443 S.W.3d 87, 95 (Tex. 2014). Even regarding speech that has already been found defamatory, an injunction is very rarely constitutionally permissible. See *Sindi v. El-Moslimany*, 896 F.3d 1, 32-34 (1st Cir. 2018) (discussing constitutional problems with injunctions on speech due to near-impossibility of fashioning meaningful relief that is not overbroad). "Temporary restraining orders and permanent injunctions – i.e., court orders that actually forbid speech activities – are classic examples of prior restraints." *Alexander v. United States*, 509 U.S. 544, 550 (1993). "[P]rior restraints 'require an unusually heavy justification under the First Amendment.'" *Commonwealth v. Barnes*, 461 Mass. 644, 652, 963 N.E.2d 1156, 1164-65 (2012) quoting *New York Times Co. v. United States*, 403 U.S. 713, 733 (1971) (Pentagon Papers) (White, J., concurring). "A prior restraint ... has an immediate and irreversible sanction. If it can be said that a threat of criminal or civil sanctions after publication 'chills' speech, prior restraint 'freezes' it at least for the time." *Nebraska Press Ass'n v. Stuart*, 427 U.S. 539, 559 (1974). Also, "prior restraint on speech and publication are the most serious and the least tolerable infringement on First Amendment rights." *Id.* at 559. See also *Tory v. Cochran*, 544 U.S. 734 (2005). Further, "damage can be particularly great when the prior restraint falls upon the communication of news and commentary on current events. Truthful reports of public judicial proceedings have been afforded special protection against subsequent punishment." *Nebraska Press*, 427 U.S. at 559. See also *Cox Broadcasting Corp. v. Cohn*, 420 U.S. 469, 492-93 (1975). As the First Circuit observed, "[t]he Supreme Court has declared: 'Any prior restraint on expression comes to this Court with a 'heavy presumption' against its constitutional validity.'" *In re Providence Journal Co.*, 820 F.2d 1342, 1348 (1st Cir. 1986) quoting *Organization for a Better Austin v. Keefe*, 402 U.S. 415, 419 (1971).

As the Supreme Court of Rhode Island has stated, “[t]o withstand constitutional scrutiny, a court’s restrictive order ‘must fit within one of the narrowly defined exceptions to the prohibition against prior restraints.’” *State v. Lead Indus. Ass’n*, 951 A.2d 428, 465 (R.I. 2008) quoting *Southeastern Promotions, Ltd. v. Conrad*, 420 U.S. 546, 559 (1975). Plaintiff identifies no narrow exception that would justify restraining Mr. Kearney’s speech. *See Cmtv. for Creative Non-Violence v. Watt*, 703 F.2d 586, 614 n.41 (D.C. Cir. 1983) (identifying exceptions). And, the prior-restraint order must be the “least-restrictive-alternative.” *Ward v. Rock Against Racism*, 491 U.S. 781, 798 n.6 (1989); accord *George W. Prescott Publ. Co. v. Stoughton Div. of the Dist. Court Dep’t of the Trial Court*, 428 Mass. 309, 311, 701 N.E.2d 307 (1998) (“[A]ny order seeking to enjoin speech must be based on detailed findings of fact that (a) identify a compelling interest that the restraint will serve and (b) demonstrate that no reasonable, less restrictive alternative to the order is available”); *Carroll v. President of Comm’rs of Princess Anne*, 393 U.S. 175, 183 (1968) (stating that a prior restraint “must be couched in the narrowest terms that will accomplish the pinpointed objective permitted by constitutional mandate and the essential needs of the public order”). Furthermore, any restrain on speech must “have been accomplished with procedural safeguards that reduce the danger of suppressing constitutionally protected speech.” *Se Promotions, Ltd. v. Conrad*, 420 U.S. 546, 559 (1975).

Simply put, assuming, *arguendo*, any prior restraint could lawfully be issued by this Court, it must be as narrow as possible and issued only after concluding that no protected speech is being suppressed. A wholesale ban on discussing Plaintiff does not fit this Constitutional requirement. The only way to ensure that protected speech is not being suppressed is for the Court to make detailed factual findings on a developed factual record. However, Plaintiff has still not provided a single piece of evidence supporting her claims, or even identified the specific statements at issue. This Court has already observed that on such a non-existent factual record and on such non-specific, threadbare allegations, it *cannot* enjoin Defendant’s speech. (See excerpts of transcript of April 7, 2021 hearing [“Apr. 7 Trans.”], attached as **Exhibit 11**, at 6:15-24 (Court telling Plaintiff “I’m going to need you to provide an amended complaint that details exactly and clearly

Case 1:21-cv-00261-JJM-LDA Document 6-3 Filed 07/02/21 Page 113 of 259 PageID #: 528

what your claims are against these defendants ... including as exhibits to the complaints the material that you contend are harassment, defamatory, whatever the theories of the case are going to be"); *id.* at 18:21-19:2 (Court stating that "the complaint as it currently stands now is just insufficient for me to address anything on a substantive level"); *id.* at 23:6-8 (Court stating that "I need an amended complaint that clearly sets forth what your claims are, against who and what the basis is for the claim").)

3.0 Conclusion

This Court's vague, unconstitutional prior restraint must be vacated. Defendants committed no acts of harassment—Mr. Kearney solely engaged in constitutionally-protected speech and no restraining order can issue on account of his free speech, no matter how much Plaintiff dislikes what Mr. Kearney says. It was not fighting words. It was not a true threat. It was not defamation. Ms. St. Angelo has no likelihood of success in this case. The equities favor Defendants, where a prior restraint is sought. There are no grounds at law authorizing the restraining order and it preserves no status quo—all it seeks to do is punish Mr. Kearney for exercising his freedom of speech. The order cannot stand.

Respectfully submitted,

Defendants Aiden & Julianne Kearney,
By their attorneys,

/s/ Sean M. McAtee

Sean M. McAtee, 4118
203 South Main Street
Providence, RI 02903
(401) 946-9200
summerromance@verizon.net

Marc J. Randazza
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Randazza Legal Group, PLLC
30 Western Avenue
Gloucester, MA 01776
(978) 801-1776
Fax: (305) 437-7662
ecf@randazza.com

Dated: May 21, 2021.

CERTIFICATE OF SERVICE

I, Sean McAteer, hereby certify that a true and correct copy of the foregoing document was served upon the Plaintiffs in the above-captioned matter by First Class Mail, postage prepaid, this 21st day of May 2021, as follows:

Ashley St. Angelo & Anthony St. Angelo
129 Roger Williams Avenue
Rumford, RI 02916

A courtesy copy of the foregoing document was served via electronic mail and First Class Mail, postage prepaid, as follows:

Edward Manning
2377 Pawtucket Avenue
East Providence, Rhode Island 02914
<emanning@surfingthelaw.com>

/s/ Sean M. McAteer

Sean McAteer

EXHIBIT 1

Kearney v. St. Angelo,
Docket No. 2161RO0021
(Leominster Dist. Ct.,
Mass. Jan. 25, 2021)

FOR USE DURING COVID-19 EMERGENCY

HARASSMENT PREVENTION ORDER G.L. c. 258E (Page 1 of 3)		DOCKET NO. 2161RO0021	MASSACHUSETTS TRIAL COURT 
PLAINTIFF'S NAME Aidan Kearney		COURT NAME AND ADDRESS Leominster District Court 25 School Street Leominster, MA 01453	
DEFENDANT'S NAME AND ADDRESS Ashley St. Angelo 129 Roger William Avenue Rumford, RI 02916	ALIAS, IF ANY	DATE OF BIRTH SEX <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	
		MOTHER'S MAIDEN NAME (FIRST & LAST)	
EMAIL ADDRESS altah99@gmail.com	CELL PHONE NO. (401) 252-9981	LAST FOUR SSN XXX-XX-	978-537-3722
VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE punishable by imprisonment or fine or both.			
A. THE COURT HAS ISSUED THE FOLLOWING ORDERS TO THE DEFENDANT: (only those items checked shall apply)			
<input checked="" type="checkbox"/> This Order was issued without advance notice because the Court determined that there is a substantial likelihood of immediate danger of harassment.			
<input type="checkbox"/> This Order was communicated by telephone from the Judge named below to: Police Department <input type="text"/> Police Officer <input type="text"/>			
<input checked="" type="checkbox"/> 1. YOU ARE ORDERED NOT TO ABUSE THE PLAINTIFF by harming, threatening, or attempting to harm the Plaintiff physically or by placing the Plaintiff in fear of imminent serious physical harm. YOU ARE ALSO ORDERED NOT TO HARASS THE PLAINTIFF (1) by any willful and malicious conduct aimed at the Plaintiff and intended to cause fear, intimidation, abuse or damage to property, or (2) by using force, threat or duress to make the Plaintiff engage in sexual relations unwillingly, or (3) by committing any of the following: indecent assault and battery, rape, statutory rape, assault with intent to rape (G.L. c. 265, §§ 13B, 13F, 13H, 22, 22A, 23, 24, 24B), enticing a child (§ 26C), criminal stalking (§43), criminal harassment (§43A), or drugging for sexual intercourse (G.L. c. 272, §3).			
<input checked="" type="checkbox"/> 2. YOU ARE ORDERED NOT TO CONTACT THE PLAINTIFF in person, by telephone, in writing, electronically, or otherwise, either directly or through someone else, and to stay at least <input checked="" type="checkbox"/> yards from the Plaintiff even if the Plaintiff seems to allow or request contact. The only exception to this Order is that you may send the Plaintiff, by mail, by sheriff, or by other authorized officer, copies of papers filed with the court when that is required by statute or court rule.			
<input checked="" type="checkbox"/> 3. YOU ARE ORDERED TO STAY AT LEAST <input checked="" type="checkbox"/> YARDS FROM THE PLAINTIFF'S RESIDENCE, located at <input type="text"/> 111 Mason Road Jefferson, MA or wherever else you may have reason to know the Plaintiff may reside.			
<input type="checkbox"/> If this box is checked, the Court also ORDERS you to remain away from the entire apartment building or other multiple family dwelling in which the Plaintiff's residence is located.			
<input checked="" type="checkbox"/> 4. YOU ARE ORDERED TO STAY AT LEAST <input checked="" type="checkbox"/> YARDS FROM THE PLAINTIFF'S WORKPLACE located at <input type="text"/> 111 Mason Road, Jefferson, MA or wherever else you may have reason to know the Plaintiff may work.			
<input type="checkbox"/> 5. THE COURT ORDERS that the following address(es) not be listed on the order: <input type="checkbox"/> Plaintiff's Residence <input type="checkbox"/> Plaintiff's Workplace			
<input type="checkbox"/> 6. YOU ARE ORDERED TO COMPENSATE THE PLAINTIFF for \$ <input type="text"/> in losses suffered as a direct result of the abuse, to be paid in full on or before <input type="checkbox"/> by mailing directly to the Plaintiff <input type="checkbox"/> through the Clerk's Office of this Court.			
<input checked="" type="checkbox"/> 7. YOU ARE ALSO ORDERED: <i>No threats or verbal post or comments regarding plaintiff, wife, employer or family on social media, texts or email, no contact plaintiff</i>			
B. NOTICE TO LAW ENFORCEMENT			
1. An appropriate law enforcement officer shall serve upon the Defendant in person a copy of the Complaint Form and a certified copy of this Order (and Summons) and make return of service to this Court.			
<input type="checkbox"/> If this box is checked, the following alternative service may instead be made, but only if the officer is unable to deliver such copies in person to the Defendant.			
2. Defendant Information Form accompanies this Order.			
<input type="checkbox"/> 3. Police reports are on file at the <input type="text"/> Police Department.			
<input type="checkbox"/> 4. OUTSTANDING WARRANTS FOR THE DEFENDANT'S ARREST: <input type="text"/> (docket #s) <input type="text"/> (PCF#)			
<input type="checkbox"/> 5. An imminent threat of bodily injury exists to the Plaintiff. Notice issued to <input type="text"/> Police Department(s) by: <input type="checkbox"/> telephone <input type="checkbox"/> other (specify): <input type="text"/>			
DATE OF ORDER 1/28/21	TIME OF ORDER 10:40	EXPIRATION DATE OF ORDER 2/10/21 at 4 P.M.	SIGNATURE OF JUDGE PRINT/TYPE NAME OF JUDGE <i>Mark E. Noonan</i> Honorable Mark E. Noonan
NEXT HEARING DATE 2/10/21		At 9:00 A.M. <input type="checkbox"/> P.M. Court: Leominster Courthouse Phone Number: (978) 537-3722	
<input type="checkbox"/> BY TELEPHONE CONFERENCE: Call-in Number: <input type="text"/>		Password: <input type="text"/>	
If either the Plaintiff or the Defendant has questions about the hearing or the Order, contact the Court by telephone at the courthouse phone number BEFORE THE DATE OF THE HEARING. If you cannot reach the Court, please call the Trial Court Help Line at 1-833-91COURT (1-833-912-6878).			
WITNESS – FIRST OR CHIEF JUSTICE		A true copy, attest (Asst.) Clerk-Magistrate	
The above Order and any subsequent Orders have been issued by a judge. A hearing on whether to continue and/or modify the Order will be held on the date and time indicated on the Order. The hearing will be held through a telephone conference call. If listed, call the call-in number above and use the password if one is provided on EXACTLY the date and time listed for your hearing. If no call-in number is listed, call the courthouse phone number at 9AM. THE DEFENDANT MAY PARTICIPATE, WITH OR WITHOUT AN ATTORNEY, TO OPPOSE ANY EXTENSION OR MODIFICATION OF THE ORDER. IF THE DEFENDANT DOES NOT PARTICIPATE, THE ORDER MAY BE EXTENDED OR MODIFIED BY THE JUDGE. For good cause, either the Plaintiff or the Defendant may request that the Court modify the Order before the scheduled expiration date by contacting the Court by telephone at the courthouse phone number. NOTICE TO DEFENDANT: If the Plaintiff is your spouse or former spouse, or you are the parent of a child of the Plaintiff, or you cohabit or have cohabited with the Plaintiff, the purchase and/or possession of a gun and/or ammunition while this order is in effect is a federal crime, subject to certain exceptions. 18 U.S.C. §§ 922(g)(8) and 925.			

EXHIBIT 2

Kearney v. St. Angelo,
Docket No. 2161RO0021
(Leominster Dist. Ct.,
Mass. Feb. 10, 2021)

R. McNamee - v - A. St. Angelo

FOR USE DURING COVID-19 EMERGENCY

HARASSMENT PREVENTION ORDER

G.L. c. 258E (Page 2 of 3)

DOCKET NO.

21-61-CR-21

Massachusetts Trial Court

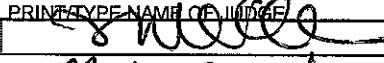


C. MODIFICATIONS/EXTENSIONS

This order was issued after a hearing at which the Plaintiff participated did not participate and the Defendant participated did not participate.
The Court ORDERED that the prior order issued 1/28/21 be MODIFIED as follows:

added paragraph #7

The expiration date of this order has been EXTENDED (See Below) OTHER MODIFICATION(S) (See Above)

DATE OF MODIFICATION	TIME OF ORDER	EXPIRATION DATE OF ORDER	SIGNATURE OF JUDGE PRINT/TYPE NAME OF JUDGE
2/10/21		2/14/22 at 4 P.M.	 Mark E. Neffo

NEXT HEARING DATE

2/19/22	At 9:00	<input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.	Court: Leominster	Courthouse Phone Number: (978) 537-3722
---------	---------	--	-------------------	---

BY TELEPHONE CONFERENCE: Call-in Number: _____ Password: _____

If either the Plaintiff or the Defendant has questions about the hearing or the Order, contact the Court by telephone at the courthouse phone number BEFORE THE DATE OF THE HEARING. If you cannot reach the Court, please call the Trial Court Help Line at 1-833-91COURT (1-833-912-6878).

D. MODIFICATIONS/EXTENSIONS

This order was issued after a hearing at which the Plaintiff participated did not participate and the Defendant participated did not participate.
The Court ORDERED that the prior order issued _____ be MODIFIED as follows:

The expiration date of this order has been EXTENDED (See Below) OTHER MODIFICATION(S) (See Above)

DATE OF MODIFICATION	TIME OF ORDER	EXPIRATION DATE OF ORDER	SIGNATURE OF JUDGE PRINT/TYPE NAME OF JUDGE

NEXT HEARING DATE

	At		<input type="checkbox"/> A.M. <input type="checkbox"/> P.M.	Court: Leominster	Courthouse Phone Number: (978) 537-3722
--	----	--	---	-------------------	---

BY TELEPHONE CONFERENCE: Call-in Number: _____ Password: _____

If either the Plaintiff or the Defendant has questions about the hearing or the Order, contact the Court by telephone at the courthouse phone number BEFORE THE DATE OF THE HEARING. If you cannot reach the Court, please call the Trial Court Help Line at 1-833-91COURT (1-833-912-6878).

E. PRIOR COURT ORDER TERMINATED

This Court's prior Order is terminated. Law enforcement agencies shall destroy all records of such Order.

TERMINATED AT PLAINTIFF'S REQUEST

DATE OF MODIFICATION	TIME OF ORDER	SIGNATURE OF JUDGE PRINT/TYPE NAME OF JUDGE

WITNESS - FIRST OR CHIEF JUSTICE

A true copy, attest (Asst.) Clerk-Magistrate

EXHIBIT 3

Turtleboy Sports
<https://turtleboysports.com/about/>



[WTF](#) [HOODRAT HEROES](#) [SOCIAL JUSTICE WARRIORS](#) [PODCASTS](#) [ALL CATEGORIES](#) [TURTLE CLUB](#)
[SHOP](#) [MY ACCOUNT](#)



About

173 Votes

Turtleboy Sports was founded by a small group of bloggers in December of 2013. It was initially supposed to be about sports, but quickly transformed into much more. We found out that what the people have been yearning for is a media outlet that isn't afraid to cover hard-hitting stories that the mainstream media shies away from. By thoroughly investigating local, statewide, and even national stories, Turtleboy has established its reputation as the only media outlet that consistently gives readers the story behind the story.

As a result our readership continues to grow. In September of 2014 we averaged less than 1,000 views per day, and had only 700 followers on Facebook. In March of 2016 we averaged 65,000 views per day and have over 26,000 followers on Facebook. The brand will only continue to grow as Turtleboy is providing a service for that communities everywhere have been looking for.

Turtleboy Sports has always been and always will be a free website for our readers. However, we would not be able to function and provide this valuable service to the community without financial support.

Envelope: 3112592
Reviewer: Jalden H.

This we do have advertisers, and we strongly urge you to support them. Without them none of this is possible. Another way to show your support for what we are doing at Turtleboy is to buy your favorite things from the Turtleboy store linked below.



Click on the image to view all products in the Turtleboy Store. Shirts are also available at the Union Tavern and The Buzz Barber Shop.

We love to hear feedback from our readers, both good and bad, because we want to make sure that this site is something you want to go to on a daily basis. We thrive off of constructive criticism and want to make your experience at Turtleboy a positive one.

EXHIBIT 4

Uncle Turtleboy, Missing East Providence Teen Posts On Facebook That She Ran Away From Abusive Transgender Father Who Is Attempting To Profit Off Of Her Disappearance

TB Daily News
(Sept. 1, 2020)



TB Investigates

Missing East Providence Teen Posts On Facebook That She Ran Away From Abusive Transgender Father Who Is Attempting To Profit Off Of Her Disappearance

Uncle Turtleboy • September 1, 2020

2 minutes read

Ashley StAngelo
10 hrs ·

Please help my find my Missing Daughter

MISSING TEEN
EAST PROVIDENCE

Marissa St. Angelo
16-Years-Old

YOUTUBE.COM
RISP looking for missing teen from East Providence
RISP looking for missing teen from East Providence

20 84 Comments 34 Shares



Sixteen year old Marissa St. Angelo was reported missing over the weekend by the East Providence Police and was last seen on August 9.



RISP looking for missing teen from East Prov...

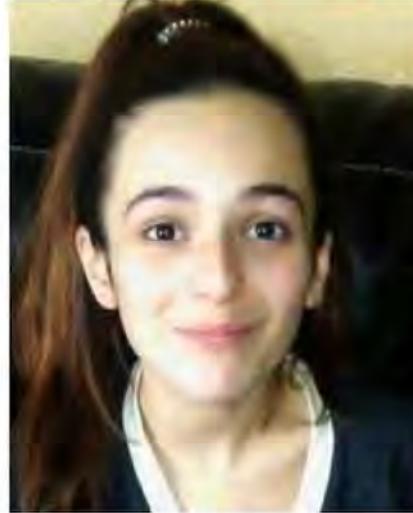




Rhode Island State Police

about 9 months ago

Marissa St. Angelo



Missing Since: Aug 9, 2020

Missing From: Rumford, RI

DOB: Jun 29, 2004

Age Now: 16

Sex: Female

Race: White

Hair Color: Brown

Eye Color: Brown

Height: 5'2"

Weight: 120 lbs

Marissa was last seen on August 9, 2020.

MISSING TEEN: if you have any information about Marissa St. Angelo of Rumford, please call 911 or the East Providence Police at 401-435-7600. #AlwaysThere
<http://ow.ly/P8R650BcAvO>

39

60

1.7K

But there is more to this story. This is her father "Ashley" St. Angelo.



As you can see, he's somewhere on the BLT-123 spectrum.

Ashley used to go by Anthony St. Angelo, and owns a "business" called Anthony's Auto Service, which is just him working on cars in the backyard.

Ashley St. Angelo
Disabled
Rumford, Rhode Island · 10 connections · [Contact info](#)

Experience

Automotive Technician
Anthony's Auto Service
Jan 2003 – Present · 17 yrs 9 mos
East Providence, Rhode Island

IT Specialist
Comsearch
Feb 2000 – Mar 2003 · 3 yrs 2 mos
Warren RI

Education

Anthonys Auto Service
Mt hope high school

In 2015 Anthony started [an extremely shady fundraiser](#) by using a baby.

By Anthony St Angelo
Personal campaign · 0 comments · 0% funded

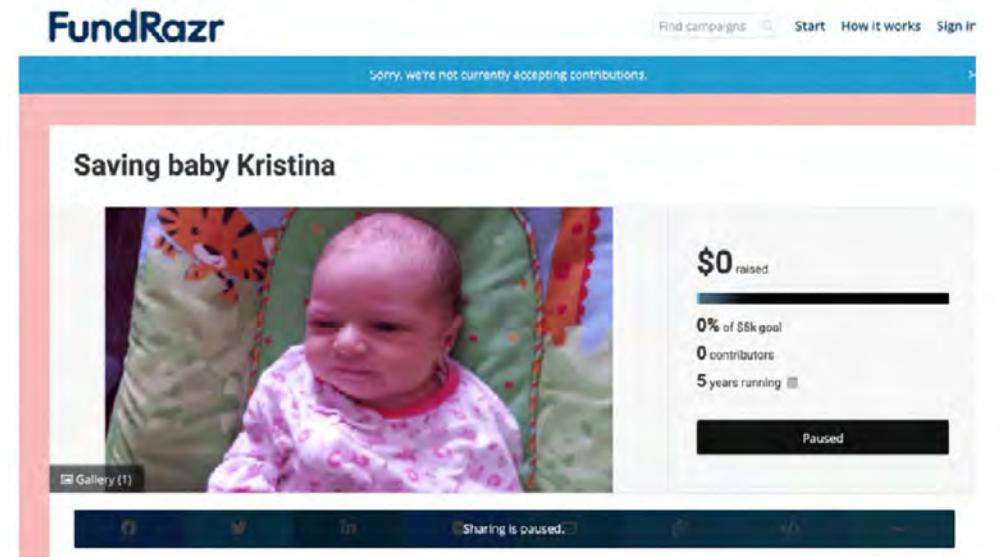
[Story](#) [Updates](#) [Activity](#) [Community](#)

Our granddaughter was born in February 2015 and since then the a paternal family has been here to see her 4 times as of today of their own choice when our door is always open to them. On 3 of the 4 occasion they had gotten verbally violent where the police had to come and removed them. They tried breaking into our home twice and keep calling the state on us department of children youth an family services. We went to court on 4/24/15 and the judge did order a 2 month restraining order and supervise visitation against the paternal family for the violence. The Judge said we need to start custody proceedings and based upon the evidence it is suggested that the baby is obviously in the best care. We are asking for any kind of help to keep this baby safe. We are not trying to keep the baby from her father or his family but to keep supervised visitation until such time they can act civil and we want to make sure our daughter keeps custody. Thank you for any donations.



\$50 USD
Saving, baby Kristina T Shirt
0 comments

Any donations over \$50.00 will get a saving baby Kristina T Shirt with a current picture.
All donations will get a personalized letter of



That's his granddaughter, and the daughter of his daughter who ran away from him when she was 17 due to allegations of abuse. According to her the story is filled with lies and the father inserted himself into it to try to profit off of an unrelated dispute between the baby's parents. She alleges that he frequently was physically abusive to his now ex-wife, often uses his children to raise money for his sex change, and has run up bills using his ex wife's social security number.

True to form, "Ashley" is once again using the "disappearance" of his daughter, who was not reported missing until three weeks later, to raise money for himself. And he's alleging that she ran away with a sex offender without providing any evidence to back up that claim.

Ashley StAngelo
10 hrs ·

Please help my find my Missing Daughter

MISSING TEEN
EAST PROVIDENCE

Marissa St. Angelo
16-Years-Old

WPRI.COM 75° 6:18

YOUTUBE.COM
RISP looking for missing teen from East Providence
RISP looking for missing teen from East Providence

20 84 Comments 34 Shares

Like Comment Share



Ashley StAngelo

Aug 22 ·

...



My daughter Marissa St. Angelo is Missing

\$170 raised of \$3,000



3 people donated.

[Donate](#)

Angry



Comment



Share



You and 14 others

2 Shares



Ashley StAngelo

Please share



1

1w Like Reply

Case 121-cv-50261-JM-LDA Document 6-3 Filed 07/02/21 Page 133 of 259 PageID #: 548



Ashley StAngelo

August 21 ·

Please share and any Donations will be grateful ! Am desperate to locate my daughter. Thank You

This content isn't available right now

When this happens, it's usually because the owner only shared it with a small group of people, changed who can see it or it's been deleted.



11

33 Comments 3 Shares



Like



Comment



Share



Ashley StAngelo

August 21 ·

Please help I beg of you ! My daughter was last know to be with a known sex offender per East Providence Police. Please even \$1 helps

This content isn't available right now

When this happens, it's usually because the owner only shared it with a small group of people, changed who can see it or it's been deleted.



9

50 Comments 8 Shares



Like



Comment



Share

What does he need money for exactly? The police are looking for her and it costs him literally nothing. Unsurprisingly he also started a fundraiser to cremate the dog in January.



Ashley StAngelo created a fundraiser.

January 16 · Facebook Fundraisers ·

•••

My buddy had been battling a sickness and i had done everything in my power to keep him alive ! Unfortunately at 12:24 this morning he has passed on and is no longer suffering ! Gonzo is beside his buddy max in this photo listed on his fundraiser ! I had spent all of our budget for the next 2 months on his care and now with his untimely unexpected death I am in need of help to pay for his cremation ! Anything at all would be greatly appreciated !



Cremation cost for my cat Gonzo

Fundraiser for Ashley StAngelo

My buddy had been battling a sickness and i had done everything in my power to keep him alive ! Unfortunately at... [Continue Reading](#)

\$280 raised of \$250

Ended

2 people donated.

Then yesterday Marissa posted on Facebook from the East Providence police station to let people know that she is OK, and that she ran away because her father abused her.

Envelope: 3112592
Reviewer: Jaiden H.

Marissa Lynn Stangelo is at East Providence Police.

20h · East Providence, RI ·

•••

My name is Marissa Stangelo, I am a 16 year old runaway and my life is in danger because of my dad Ashley Stangelo. I've been dealing with mental, physical, and psychological abuse at the hands of Ashley and my brother Anthony for years. I'm tired of the constant abuse, I refuse to go home as long as Ashley Stangelo is running around keeping this manhunt for me going. She has been telling everyone that I ran away to be in a relationship with an older man, I have no idea where she came up with this I have been telling her for a long time that I have no interest in dating, I don't know how she has run with this lie so long. I know she is going to hurt me as soon as she gets her hands on me. She had kept me locked in my room for three months before I managed to get out of the house with my mom. When we went to the police together they wouldn't even help us even though they knew we were in danger because of Ashley. I think the East Providence police and any authorities involved are afraid of my dad because she is trans. Ashley has been lying to the law and the court in order to get what she wants and that's why I have been out of that house for so long. I was afraid for my life 24 hours a day. I couldn't live like that anymore. I have tried to get in front of a judge with my mom a number of times, but Ashley had already lied to them and got what she wanted. She has full custody of me and no one in the state is listening to my voice. If Ashley gets me back, she will definitely make me pay for trying to get away from her for good. She is the abuser and she is keeping this manhunt for me going because she doesn't want anyone to know everything she has put me through. I can't go home to my dad I am in fear for my life in that house. I am not going to stop running from her, because I am not a missing child and Ashley DOESN'T care about me, she wants me back in her control so I can be the punching bag of the house between my father and brother. I AM SAFE AND I WILL NOT GO BACK TO ASHLEY!!!!!!

(If you think don't think it's me here's your proof. Ask Ashley how I broke my hand. She's going to say the dog did it)

Runaway and my life is in danger because of my dad Ashley St. Angelo. I've been dealing mental, Physical, and Psychological abuse at the hands of Ashley and my brother Anthony for years. I'm tired of the constant abuse, I refuse to go home as long as Ashley St. Angelo is running around keeping this manhunt for me going. She has been telling everyone that I ran away to be in relationship with an older man, I have no idea where she came up with this. I have been here for a long time that I have no interest in dating, I ~~don't~~ don't know how she ~~can~~ has fun with this lie so long. I know is going to hurt me as soon as she gets ~~she had me packed~~

At my desk because she is teams involved has been lying to the law and the court in order to get what she wants and that's why I have been out of here house for so long. I can't stay in that house any longer. I was afraid for my life 24 hours a day. I couldn't live like that anymore. I have tried to get in front of a Judge with my mom a number of times, but Ashley had already lied to them and got what she wanted. She will definitely make me pay for trying to get away from her. She is the abuser and she is keeping this manhunt for me going because she ~~doesn't~~ doesn't want anyone to know everything she put me through. I can't go home. I am not going to stop running from her because I am not a missing child and Ashley DOESN'T care about me. She wants me back in her control so I can be the punching bag between my father and brother.

I AM SAFE AND WILL NOT GO BACK TO ASHLEY

Hollie St. Angelo 8/29/2020

Her allegation is backed up by a couple witnesses. Her sister Holly started [this Change.org petition](#) and is alleging that she was also abused.

Hi this is on behalf of Marissa StAngelo she ran away from home because of our abusive father as well I did when I was 17, I'm her older sister. When I ran away requesting help from the state of Rhode Island, its police force and its DCYF system Would not help me! Im scared marissa won't get the proper help either that is why im creating this petition!

Marissa and I have gone through abuse since we were toddlers from our father Anthony/ Ashley St Angelo! Most of you have seen her letters she posted and I wanted to start a petition to keep her away from our father to show the courts this Friday and any other future court date! Please sign and help me protect my sister and mother! My mother and sister deserve peace of mind, safety, proper love and care! Please note she is not kidnapped or missing! She is a run away from abuse of our transgender father who uses the fact hes transgender as a way to get away with breaking the law and abusing him family!

Her friend Alexis also claims that she helped Marissa escape after "Ashley" kept Marissa as a virtual prisoner and deprived her of food. Additionally she alleges that they Ashley and Marissa saw each other in court on August 20, which would mean he's lying when he says he has not seen her since August 9.

Alexis Liolios

Yeah, the window to her bedroom was locked, and Ashley would sleep right next to the front door to make sure she couldn't leave. Marissa managed to break the window lock, and we would have to slide her plates of food through the window without Ashley noticing, a few times Ashley had caught me passing Marissa food, and I was attacked by her verbally for trying to feed her child on numerous occasions. I had talked to marissa about sneaking out to get away from Ashley and we managed to get her out, and helped her get out of the house on August 9th. Ashley has seen Marissa after august 9th, Ashley and her wife had court on the 20th, Marissa was there and that is the real last time that Ashley saw Marissa. Ashley is not being truthful to anyone in this situation.

10m Like Reply

All the details here are not known, but what is known is that Marissa claims she ran away from home because she was abused by her transgender father, who is now trying to profit off of her disappearance. This allegation is backed up by more than one person which makes it credible. We will keep you updated if there is more on this story.

EXHIBIT 5

*Uncle Turtleboy, BLT-123 Dad Accused Of
Abusing Missing East Providence Teenage
Daughter In Facebook Post She Wrote, Has
Been Cashing In On Fundraiser And Has
Several Other Allegations By Family Members*

Turtleboy Sports
(Sept. 1, 2020)



WTF HOODRAT HEROES SOCIAL JUSTICE WARRIORS PODCASTS ALL CATEGORIES

TURTLE CLUB SHOP MY ACCOUNT



TURTLEBOY INVESTIGATES

Uncle Turtleboy / September 1, 2020 / 84 Comments

BLT-123 Dad Accused Of Abusing Missing East Providence Teenage Daughter In Facebook Post She Wrote, Has Been Cashing In On Fundraiser And Has Several Other Allegations By Family Members

A screenshot of a Facebook post from Ashley StAngelo. The post says "Please help my find my Missing Daughter". It features a "MISSING TEEN" graphic for Marissa St. Angelo, 16 Years Old, from East Providence. The graphic includes a photo of her and the text "RISP looking for missing teen from East Providence". Below the post are standard social media metrics: 20 reactions, 84 comments, 34 shares, and 19 votes.

Marissa St. Angelo is a 16 year old girl from East Providence who's been missing since August 9.

A composite image showing a close-up photo of Marissa St. Angelo on the left and a "MISSING ALERT" card on the right. The card has a red header and contains the following information:
Missing: Marissa St. Angelo
Missing: 8/9/2020 Age Now: 16
Missing From: RUMFORD, RHODE ISLAND
Marissa was last seen on August 9, 2020.
ANYONE HAVING INFORMATION SHOULD CONTACT: East Providence Police Department (Rhode Island) 1-401-435-7600 or the National Center For Missing AND Exploited Children at 1-800-THE-LOST (1-800-843-5678)
At the bottom is the logo for the National Center for Missing & Exploited Children.

Support Our Cause

PayPal
Has
Permanentl
Banned
TB
For
Being
“Inconsister
With
Their
User
Agreement
And
Not
Creating
A
“Safe
Community

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FACEBOOK



RISP looking for missing teen from East Pr...



Like Page

**"I AM
TURTLEBOY"
NOW ON SALE
ON AMAZON,
BUY YOUR'S
TODAY**



**SHOP THE
TURTLEBOY
STORE**





follow



TBDAILYNEWS / TURTLEBOY SPORTS

**LISTEN TO UNCLE
TURTLEBOY'S
LATE NIGHT
GARAGE
PODCAST ON
ITUNES AND
SOUNDCLOUD**



Rhode Island State Police
about 9 months ago

Marissa St. Angelo



Missing Since: Aug 9, 2020

Missing From: Rumford, RI

DOB: Jun 29, 2004

Age Now: 16

Sex: Female

Race: White

Hair Color: Brown

Eye Color: Brown

Height: 5'2"

Weight: 120 lbs

Marissa was last seen on August 9, 2020.

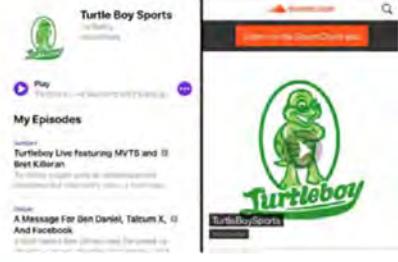
MISSING TEEN: if you have any information about Marissa St. Angelo of Rumford, please call 911 or the East Providence Police at 401-435-7600. #AlwaysThere
<http://ow.ly/P8R650BcAvO>

39

60

1.7K

This is her father "Ashley" St. Angelo.



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TURTLEBOY ON
FACEBOOK**



**SUBSCRIBE TO
RECEIVE EMAIL
NOTIFICATION
EVERY TIME WE
PUBLISH A NEW
BLOG**



As you can see, he's somewhere on the BLT-123 spectrum.

"Ashley" has been trying to make money off his daughter's "disappearance" with a fundraiser that has since been removed, and is claiming that the girl has run away with a rapist.

Get updated from the latest posts straight to your mailbox!

[SUBSCRIBE](#)

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TRENDING NOW

RECENT COMMENTS

Ashley StAngelo
10 hrs · 

Please help my find my Missing Daughter

MISSING TEEN
EAST PROVIDENCE



Marissa St. Angelo
16-Years-Old

WPRI-TV 75° 6:18

YOUTUBE.COM
RISP looking for missing teen from East Providence
RISP looking for missing teen from East Providence

20 84 Comments 34 Shares

 Like  Comment  Share

Boston Irish on Storm Fupas Form Rubber Blockade At Major South End Intersection Preventing School Bus From Moving Because They're Mad About Math Miles

MGTOW TURTLE on Busy The Clown Is Big Mad Over Traffic From Horrible New Bedford Cop's Funeral

Boston Irish on Busy The Clown Is Big Mad Over Traffic From Horrible New Bedford Cop's Funeral

Rte2tentresident on Dereliction Dumpster Queen Why Posted "Riot The Fuck Home At Police Gets Shot And Killed By Police When His Friends Recheat Them After Driving Car Into LEO Headquarters

The fupas are coming the fupas are coming on Storm Fupas Form Rubber Blockade At Major South End Intersection Preventing School Bus From Moving Because They're Mad About Math Miles

Ashley StAngelo Aug 22 ·



My daughter Marissa St. Angelo is Missing

\$170 raised of \$3,000

3 people donated.

Donate

Angry Comment Share

You and 14 others

2 Shares

Ashley StAngelo Please share 1w Like Reply



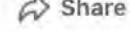
Ashley StAngelo August 21 · 

Please share and any Donations will be grateful ! Am desperate to locate my daughter. Thank You

This content isn't available right now

When this happens, it's usually because the owner only shared it with a small group of people, changed who can see it or it's been deleted.

11 33 Comments 3 Shares

 Like  Comment  Share

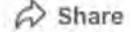
Ashley StAngelo August 21 · 

Please help I beg of you ! My daughter was last know to be with a known sex offender per East Providence Police. Please even \$1 helps

This content isn't available right now

When this happens, it's usually because the owner only shared it with a small group of people, changed who can see it or it's been deleted.

9 50 Comments 8 Shares

 Like  Comment  Share

The girl wasn't reported missing until three weeks after she left, the cops aren't saying anything about a sex offender, and dad turned mom #2 is trying to make money off her disappearance. Nothing shady about that.

What does he need money for exactly? The police are looking for her and it costs him literally nothing. Unsurprisingly this is not his first online fundraiser



Ashley StAngelo created a fundraiser.

January 16 · Facebook Fundraisers ·

...

My buddy had been battling a sickness and i had done everything in my power to keep him alive ! Unfortunately at 12:24 this morning he has passed on and is no longer suffering ! Gonzo is beside his buddy max in this photo listed on his fundraiser ! I had spent all of our budget for the next 2 months on his care and now with his untimely unexpected death I am in need of help to pay for his cremation ! Anything at all would be greatly appreciated !



Cremation cost for my cat Gonzo

Fundraiser for Ashley StAngelo

My buddy had been battling a sickness and i had done everything in my power to keep him alive ! Unfortunately at... [Continue Reading](#)

\$280 raised of \$250

Ended

2 people donated.

Then yesterday after being missing for three weeks Marissa posted on Facebook from the East Providence police station to let people know about her grizzly 2nd mother.



Marissa Lynn Stangelo is at East Providence Police.

20h East Providence, RI

My name is Marissa Stangelo, I am a 16 year old runaway and my life is in danger because of my dad Ashley Stangelo. I've been dealing with mental, physical, and psychological abuse at the hands of Ashley and my brother Anthony for years. I'm tired of the constant abuse, I refuse to go home as long as Ashley Stangelo is running around keeping this manhunt for me going. She has been telling everyone that I ran away to be in a relationship with an older man, I have no idea where she came up with this I have been telling her for a long time that I have no interest in dating, I don't know how she has run with this lie so long. I know she is going to hurt me as soon as she gets her hands on me. She had kept me locked in my room for three months before I managed to get out of the house with my mom. When we went to the police together they wouldn't even help us even though they knew we were in danger because of Ashley. I think the East Providence police and any authorities involved are afraid of my dad because she is trans. Ashley has been lying to the law and the court in order to get what she wants and that's why I have been out of that house for so long. I was afraid for my life 24 hours a day. I couldn't live like that anymore. I have tried to get in front of a judge with my mom a number of times, but Ashley had already lied to them and got what she wanted. She has full custody of me and no one in the state is listening to my voice. If Ashley gets me back, she will definitely make me pay for trying to get away from her for good. She is the abuser and she is keeping this manhunt for me going because she doesn't want anyone to know everything she has put me through. I can't go home to my dad I am in fear for my life in that house. I am not going to stop running from her, because I am not a missing child and Ashley DOESN'T care about me, she wants me back in her control so I can be the punching bag of the house between my father and brother. I AM SAFE AND I WILL NOT GO BACK TO ASHLEY!!!!!!

(If you think don't think it's me here's your proof. Ask Ashley how I broke my hand. She's going to say the dog did it)

runaway and my life is in danger. I'm running away from my dad Ashley Stangelo. I've been dealing mental, Physical, and Psychological abuse at the hands of Ashley and my brother Anthony for years. I'm tired of the constant abuse, I refuse to go home as long as Ashley Stangelo is running around keeping this manhunt for me going. She has been telling everyone that I ran away to be in relationship with an older man, I have no idea where she came up with this. I have been her for a long time that I have no interest in dating, I ~~don't~~ don't know how she ~~ever~~ has run with this lie so long. I know is going to hurt me as soon as she gets ~~she had me work~~

Off my dad because she is trying to get my dad to file a restraining order against me. That's why I have been gone for so long. I can't stay in one house any longer, I was afraid for my life 24 hours a day. I couldn't live like that anymore. I have tried to get in front of a judge with my mom or a number of times, but Ashley had already lied to them and got what she wanted. She will definitely make me pay for trying to get away from her good. She is the abuser and she is keeping this manhunt for me going because she ~~doesn't~~ doesn't want anyone to know everything she put me through I can't go home. I am not going to stop running from her, because I am not a missing child and Ashley DOESN'T care about me. She wants me back in her control so I can be the punching bag between my father and brother.

I AM SAFE AND WILL NOT GO BACK TO ASHLEY
Marissa StAngelo 8/29/2020

According to her "Ashley" has been abusive and this is why she hasn't returned. Her allegation is backed up by a couple things. First is her sister who started **this Change.org petition** and is alleging that she was also abused.

Hi this is on behalf of Marissa StAngelo she ran away from home because of our abusive father as well I did when I was 17, I'm her older sister. When I ran away requesting help from the state of Rhode Island, its police force and its DCYF system Would not help me! Im scared marissa won't get the proper help either that is why im creating this petition!

Marissa and I have gone through abuse since we were toddlers from our father Anthony/ Ashley St Angelo! Most of you have seen her letters she posted and I wanted to start a petition to keep her away from our father to show the courts this Friday and any other future court date! Please sign and help me protect my sister and mother! My mother and sister deserve peace of mind, safety, proper love and care! Please note she is not kidnapped or missing! She is a run away from abuse of our transgender father who uses the fact hes transgender as a way to get away with breaking the law and abusing him family!

Then there's this comment left by a friend of Marissa's who claims she helped Marissa escape after "Ashley" kept Marissa as a virtual prisoner, and deprived her of food. She also claims that they saw each other in court on August 20.

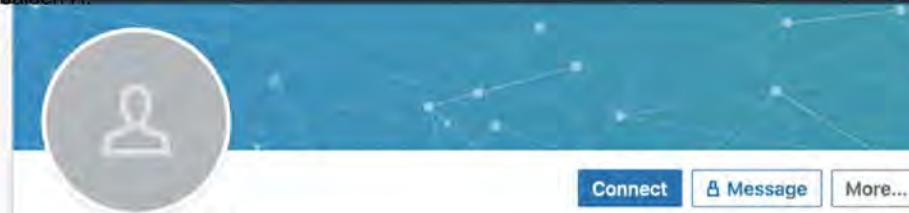
Alexis Liolios

Yeah, the window to her bedroom was locked, and Ashley would sleep right next to the front door to make sure she couldn't leave. Marissa managed to break the window lock, and we would have to slide her plates of food through the window without Ashley noticing, a few times Ashley had caught me passing Marissa food, and I was attacked by her verbally for trying to feed her child on numerous occasions. I had talked to marissa about sneaking out to get away from Ashley and we managed to get her out, and helped her get out of the house on August 9th. Ashley has seen Marissa after august 9th, Ashley and her wife had court on the 20th, Marissa was there and that is the real last time that Ashley saw Marissa. Ashley is not being truthful to anyone in this situation.

10m Like Reply

Marissa's brother Anthony, who she alleges is abusive, is autistic. He is only 15.

"Ashley's" real name is Anthony as well, and he's a well known backyard mechanic in East Providence. Most of his court cases deal with small claims related to his "business," Anthony's Auto Service.



Ashley St.Angelo

Disabled

Rumford, Rhode Island · 10 connections · [Contact info](#)

Experience



Automotive Technician

Anthonys Auto Service

Jan 2003 – Present · 17 yrs 9 mos
East Providence, Rhode Island

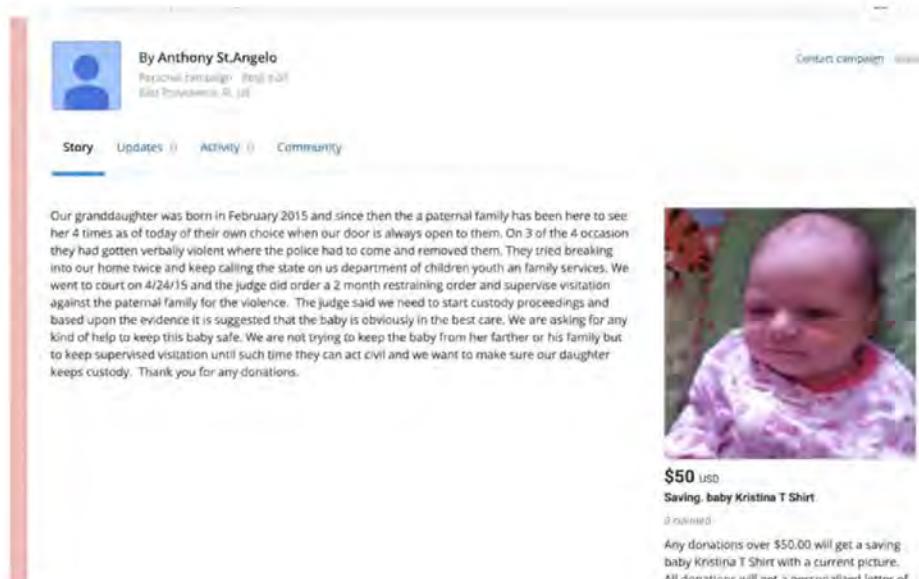


IT Specialist

Comsearch

Feb 2000 – Mar 2003 · 3 yrs 2 mos
Warren RI

Oh, and in 2015 Anthony started
another extremely shady fundraiser by using a baby.



By Anthony St.Angelo · Personal message · 1 hr ago · Last Post · Warren, RI, USA

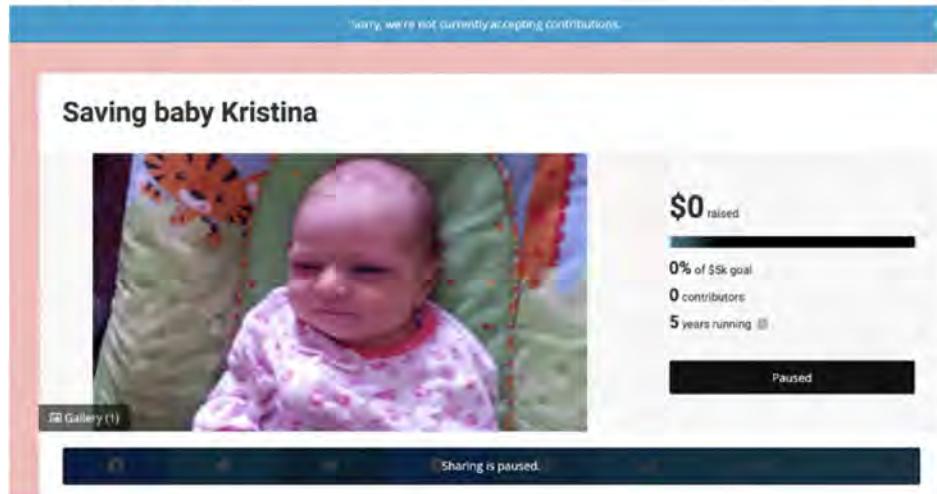
Story · **Updates** · **Activity** · **Community**

Our granddaughter was born in February 2015 and since then the a paternal family has been here to see her 4 times as of today of their own choice when our door is always open to them. On 3 of the 4 occasion they had gotten verbally violent where the police had to come and removed them. They tried breaking into our home twice and keep calling the state on us department of children youth an family services. We went to court on 4/24/15 and the judge did order a 2 month restraining order and supervise visitation against the paternal family for the violence. The judge said we need to start custody proceedings and based upon the evidence it is suggested that the baby is obviously in the best care. We are asking for any kind of help to keep this baby safe. We are not trying to keep the baby from her farther or his family but to keep supervised visitation until such time they can act civil and we want to make sure our daughter keeps custody. Thank you for any donations.



\$50 USD
Saving, baby Kristina T Shirt
0 claimed

Any donations over \$50.00 will get a saving
baby Kristina T Shirt with a current picture.
All donations will get a personalized letter of



That's his granddaughter, and the daughter of his daughter who also ran away from him when she was 17 due to allegations of abuse. The entire story was made up to cash in on the damage he caused, but luckily nobody donated. Just another scam from a guy who was trying to raise money for gender reassignment surgery.

Obviously I don't know all the details here, but when a kid says they ran away from home because they're abused and more than one person backs up the allegation, it becomes credible. When you see that Marissa is "missing," she's actually OK and isn't getting molested by a sex offender. It's just her shady GoFundMe Dad trying to profit off of the fact that she escaped from his house.

Please consider supporting local journalism by donating to the Turtle fund:

EXHIBIT 6

Transcript of:

Turtleboy Sports, *Episode #246 -
TBLive: Principal Cancelled, East Providence
BLT-123 Dad, Failure Swift Court Loss*

YouTube (Sept. 5, 2020)

In The Matter Of:

Transcription from Audio/CD or Other

*St. Angelo vs Kearney, YouTube Episode
246*

September 5, 2020



Page 9

-- would believe -- I don't really believe it,
but I just can't --

AIDAN KEARNEY: Yes.

HOLLY ST. ANGELO: -- say for sure,
because I wasn't there.

AIDAN KEARNEY: So yeah, I mean, she
wrote in her thing, though, like, her dad's
making that up. That she is perfect -- she made
sure she wrote, like, I'm perfectly safe. I'm
fine. Is your sister rebellious?

HOLLY ST. ANGELO: No, not really.
She is a very good kid, has good grades in
school.

AIDAN KEARNEY: Okay, so she is not
the type to have a 49 year old boyfriend?

HOLLY ST. ANGELO: I don't think so.

AIDAN KEARNEY: That's kind of weird.
I mean, that is -- if you are the type of 16
year old to be into 49 year old men, you have a
lot of issues, so unless -- you would probably
know if she was that type of girl.

HOLLY ST. ANGELO: Yeah.

AIDAN KEARNEY: Yeah, so he goes on to
say in the police report, I will attach,

Page 11

officers checked the area. Upon arrival, I
spoke with Anthony -- that is now Ashley St.
Angelo. Anthony stated that just prior to our
arrival, he was arguing with his wife. He
stated that it was a verbal agreement --
argument only and left the house. Subsequently,
after he followed her outside, and according to
Anthony, she stated that she was going to ram my
car, and that she was suicidal," so that is --
it's so confusing, here. Is she your dad or
your mom?

HOLLY ST. ANGELO: So around that
time, it's really -- it's where it got really
confusing.

AIDAN KEARNEY: Yeah.

HOLLY ST. ANGELO: So whenever -- I
believe that they referred to "she" as my
mother --

AIDAN KEARNEY: Okay.

HOLLY ST. ANGELO: -- and not my
father, but I mean, even reading that is kind of
confusing. I was there for that day, so if you
want me just to tell you how that day --

AIDAN KEARNEY: Yes, tell me what

Page 12

"Marissa does not even state abuse and she
stated I'm mad at her boyfriend only and
nothing. She's being exploited by her mother,
who should be in jail for this. I have never
had a complaint of abuse against me, nor do I
have any kind of record, at all"; is that true?

HOLLY ST. ANGELO: No, that is not
true, because as you seen (sic) in the messages
I sent you, I sent you his -- most of his police
records, dating back to 1997, and almost all of
them --

AIDAN KEARNEY: You did.

HOLLY ST. ANGELO: -- were abuse
charges or domestics.

AIDAN KEARNEY: Yes, let's bring some
of those up, actually. I am going to go to
them, right now. I have got them queued up,
here. Okay. So you've sent me all the police
reports, so this one is from January of 2016. I
-- whatever it is, "Pacheco and I were
dispatched to this house. While in route, we
were advised that the female was operating a
silver Ford Explorer, bearing Rhode Island
registration. I responded to the scene as other

		Page 17			Page 19
1	AIDAN KEARNEY:	Jesus, so this is	1	HOLLY ST. ANGELO:	Well, (inaudible)
2		doing a lot of damage, not just to you, but to	2		screenshot it, and we keep continuing to share
3		your family and --	3		it, because we want her voice to be heard,
4	HOLLY ST. ANGELO:	To everybody.	4		because I remember how bad I felt when my voice
5	AIDAN KEARNEY:	-- anyone -- yeah.	5		wasn't heard five years ago.
6	HOLLY ST. ANGELO:	Everybody he knows.	6	AIDAN KEARNEY:	Aww.
7	AIDAN KEARNEY:	Wow, okay, so --	7	HOLLY ST. ANGELO:	And I don't want
8	WESTERN MASS:	Can I ask a question?	8		her to feel the same way. I want justice for my
9	AIDAN KEARNEY:	Yes, go ahead.	9		sister.
10	WESTERN MASS:	Is there a brother	10	AIDAN KEARNEY:	It's sad, you don't
11		involved in this, too?	11		get to talk to her, huh?
12	HOLLY ST. ANGELO:	There is. My	12	HOLLY ST. ANGELO:	No, she is -- I
13		brother is still with my father, unfortunately.	13		think and truly believe she is just so scared.
14		My brother doesn't know any better, because he	14		I remember when I was in her shoes, I didn't
15		is autistic, so he grew up seeing abuse, so he	15		talk to nobody (sic). I cut everybody off,
16		thinks abuse is okay. My mother was trying to	16		because I was scared my father would get ahold
17		get custody of both Marissa and Anthony, and she	17		of me somehow and I guarantee that's exactly how
18		wants to give my brother the proper help he can	18		she feels.
19		get at Bradley, and maybe possibly the proper	19	AIDAN KEARNEY:	That's awful. That's
20		medication to help him straighten out.	20		fuckin' awful. I am sorry you've got to deal
21	AIDAN KEARNEY:	Wow. What are the	21		with this.
22		cops going to do now? I mean, are they just	22	HOLLY ST. ANGELO:	Thank you. I
23		going to forget about -- I mean, they must know	23		appreciate it.
24		where she is. Why did the cops put out a	24	AIDAN KEARNEY:	Your dad sounds like a
		Page 18			Page 20
1		missing kid thing, if they have no intention of	1		jerk. No offense. I mean --
2		returning the missing kid?	2		HOLLY ST. ANGELO: (Inaudible) to me.
3	HOLLY ST. ANGELO:	Well, my father is	3		AIDAN KEARNEY: Yeah, yeah. So
4		the one that starred the posting.	4		anyway, do you have -- is there any chance you
5	AIDAN KEARNEY:	Wow.	5		can reconcile with your dad or you think your
6	HOLLY ST. ANGELO:	And just sharing	6		relationship with him is permanently just
7		it, I guess.	7		destroyed?
8	AIDAN KEARNEY:	Okay. So they have no	8	HOLLY ST. ANGELO:	My relationship
9		-- they know the deal. They have no intention	9		with him was permanently destroyed, the first
10		of --	10		time he put his hands on me.
11	HOLLY ST. ANGELO:	At this time, as	11	AIDAN KEARNEY:	Wow.
12		far as I am aware, they have no intentions of	12	HOLLY ST. ANGELO:	As a kid, I knew
13		bringing my sister to my father.	13		that it wasn't right. I was just scared to
14	AIDAN KEARNEY:	Well, that is good,	14		speak out against it, because -- the same reason
15		and you started this petition and a lot of	15		my mother and my sister are. He always
16		people signed it. Her posts went viral, fast.	16		threatened to kill us.
17		It got taken down.	17	AIDAN KEARNEY:	He did threaten to
18	HOLLY ST. ANGELO:	It got (inaudible)	18		kill you?
19		views -- 2,000 shares and about 1,000 comments.	19	HOLLY ST. ANGELO:	All the time, and
20	AIDAN KEARNEY:	Yes, because everybody	20		if we opened our mouths, he threatened that he
21		was sending me that. Like, you've got to see	21		would kill one of us.
22		this story. So I went and screenshot it, and	22	AIDAN KEARNEY:	Like, literally kill
23		the next day it was gone, but luckily, I	23		you?
24		screenshotted (sic) it, so --	24	HOLLY ST. ANGELO:	I don't know if

		Page 21		Page 23
1	he'd actually do it.		1	-- or do you just think he's just mentally ill
2	AIDAN KEARNEY: Yes.		2	and has always been like this?
3	HOLLY ST. ANGELO: But that's what the		3	HOLLY ST. ANGELO: He has had -- he
4	threats were.		4	had a criminal record since he was a juvenile,
5	AIDAN KEARNEY: You just lived in fear		5	because of being in school, he'd start fights;
6	of him, constantly?		6	he's picked fights. I think it has always been
7	HOLLY ST. ANGELO: Yes.		7	a mental -- like, a mental disability, but he
8	AIDAN KEARNEY: Jesus Christ, that's		8	has been in and out of Bradley as a child.
9	awful. I'm so happy your sister spoke out,		9	AIDAN KEARNEY: Okay. Yeah, I am,
10	because without that, they might have found and		10	like, looking at his docket here. Stuff goes
11	returned her, because you see a missing kid like		11	back to 1997. He has gotten stuff on his
12	that, everyone is just, like -- the first thing		12	criminal file back until -- a lot of domestic
13	you assume is she ran away with her boyfriend.		13	assault charges. You know, a lot of stuff,
14	That's usually what that means, but it sounds		14	like, self harm, stuff like that.
15	like this chick actually was, like, running away		15	HOLLY ST. ANGELO: He had a lot of
16	for legitimate reasons.		16	domestic charges as a juvenile, as well, is what
17	HOLLY ST. ANGELO: I know, and a lot		17	I've been told by family members.
18	of people tried saying, oh, that her letter is		18	AIDAN KEARNEY: I mean, so is your mom
19	fake, that her sister is being fake and that is		19	going to get custody or what?
20	why I'm glad that we're doing this.		20	HOLLY ST. ANGELO: I really hope so.
21	AIDAN KEARNEY: Yup.		21	That is what they're fighting for. The court
22	HOLLY ST. ANGELO: Because now people		22	hearing ended up getting postponed. I don't
23	-- we can kind of resolve some of these		23	really know why, but my mother's lawyer is going
24	questions and negative comments.		24	to try to go on Tuesday and see what he can do
		Page 22		Page 24
1	AIDAN KEARNEY: And somebody actually		1	about getting another date or talking to the
2	brings up a good question, here. Are the police		2	judge about getting her full custody.
3	or DCYF investigating your father?		3	AIDAN KEARNEY: Wow.
4	HOLLY ST. ANGELO: No, as far as I'm		4	HOLLY ST. ANGELO: But the end goal is
5	concerned, they are not, and I don't understand		5	to get full custody of both kids and I'm hoping
6	why. They didn't back then, either.		6	there will be another court date.
7	WESTERN MASS: You said that he was --		7	AIDAN KEARNEY: Wow. I am, like,
8	he had been using his transgenderism as a		8	reading all -- these are horrifying. Wow.
9	crutch, kind of to fend off anybody that's going		9	Anyway, well, thank you for coming on. I
10	to say anything negative to him.		10	appreciate that, and keep me -- you know how to
11	HOLLY ST. ANGELO: Yes, he has, and a		11	reach me. Keep me up to date. I want to keep
12	good example of that is, like, this article that		12	following up on this story.
13	he still has -- that report he still had up,		13	HOLLY ST. ANGELO: Of course, I will.
14	about the ramming of my mother's car. He used		14	Thank you so much for letting me get our story
15	it in the court of the law and said that my wife		15	out there.
16	and my children are discriminating against me,		16	AIDAN KEARNEY: You're very welcome.
17	because I'm transgender, and all charges got		17	You have a nice night.
18	dropped.		18	HOLLY ST. ANGELO: You, too.
19	AIDAN KEARNEY: Really. So he knows		19	WESTERN MASS: Thank you.
20	how to play the victim. Wow, that's		20	AIDAN KEARNEY: Bye.
21	unbelievable.		21	HOLLY ST. ANGELO: Bye.
22	WESTERN MASS: Do you know, by any		22	AIDAN KEARNEY: What a nice girl, huh?
23	chance, if he had, like, some kind of troubled		23	WESTERN MASS: That is so sad.
24	upbringing or something that would have made him		24	AIDAN KEARNEY: I know. It's

	Page 25		Page 27
1	terrible.	1	WESTERN MASS: I mean, beating a kid
2	WESTERN MASS: It's so sad and --	2	is awful, so no matter what this guy is --
3	AIDAN KEARNEY: It's terrible, yes.	3	AIDAN KEARNEY: No, of course.
4	WESTERN MASS: -- but didn't -- but	4	WESTERN MASS: (Inaudible)
5	like, part of me wants to know, is any of this	5	AIDAN KEARNEY: I am against beating
6	abuse, like, of a sexual nature, because --	6	kids.
7	AIDAN KEARNEY: That's -- that's what	7	WESTERN MASS: This guy obviously has
8	I was thinking in my head. I didn't even want	8	an issue.
9	to ask it, either. I just thought it was	9	AIDAN KEARNEY: Just to be very clear.
10	inappropriate to, but --	10	All right. Let's move onto a lighter topic,
11	WESTERN MASS: Yes, but it's, like,	11	here.
12	something that is in the back of your mind,	12	
13	because a lot of times, you know --	13	
14	AIDAN KEARNEY: It's a different --	14	
15	it's a very different level of abuse.	15	
16	WESTERN MASS: I'm trying to pick my	16	
17	words nicely, here.	17	
18	AIDAN KEARNEY: No, no, it's a very	18	
19	different level, like, you know, sexual abuse,	19	
20	and like, being beaten are very different,	20	
21	obviously. A lot of kids get beaten.	21	
22	WESTERN MASS: Yes, there's --	22	
23	AIDAN KEARNEY: But sexual abuse is	23	
24	like, fuckin' --	24	
	Page 26		Page 28
1	WESTERN MASS: -- also a gray area	1	C E R T I F I C A T E
2	with what's beating and what is spanking and all	2	I, Jeannette M. Criscione, hereby
3	that.	3	certify that the foregoing is a true, accurate
4	AIDAN KEARNEY: Yeah, yeah.	4	and complete transcript to the best of my
5	WESTERN MASS: But there is not really	5	ability taken from the tape recordings supplied
6	much of a gray area with sexual crimes.	6	to the offices of Allied Court Reporters, Inc.
7	AIDAN KEARNEY: No, no.	7	
8	WESTERN MASS: And I think, maybe,	8	
9	people would take it more seriously, if they	9	
10	knew that that was involved, too.	10	IN WITNESS WHEREOF, I have hereunto set my hand this
11	AIDAN KEARNEY: Yeah.	11	27th day of April, 2021.
12	WESTERN MASS: And not to say that it	12	<i>Jeannette M. Criscione</i>
13	absolutely is, but they -- I noticed that they	13	
14	use the word "abuse" a lot or she did and her	14	
15	sister did.	15	
16	AIDAN KEARNEY: Yeah.	16	JEANNETTE M. CRISCIONE CERTIFIED COURT REPORTER
17	WESTERN MASS: But they didn't really	17	NOTARY PUBLIC/COMMISSION
18	specify whether it was, like, physical or	18	EXPIRES 12-17-24
19	mental, emotional or sexual, like, so that kind	19	
20	of just leaves it a little blank for me, and I	20	
21	am just, like -- I feel like it would be a lot	21	
22	more serious if something, you know, was said	22	
23	about what exactly was happening.	23	
24	AIDAN KEARNEY: Yeah, yeah.	24	

EXHIBIT 7

*Uncle Turtleboy, Transgender East Providence
Dad Whose Daughter Alleged He Abused Her
Got a RO Placed On Him In Leominster District
Court Today For Harassing My Family And
Using The Courts To Abuse Us*

Turtleboy Sports
(Feb. 10, 2021)



WTF HOODRAT HEROES SOCIAL JUSTICE WARRIORS PODCASTS ALL CATEGORIES

TURTLE CLUB SHOP MY ACCOUNT



WTF

Uncle Turtleboy / February 10, 2021 / 116 Comments

Transgender East Providence Dad Whose Daughter Alleged He Abused Her Got A RO Placed On Him In Leominster District Court Today For Harassing My Family And Using The Courts To Abuse Us



25 Votes

Everything I discuss in this blog was discussed at length on the live show last night. **Click here** to subscribe to our YouTube channel and always get the content first.

Support Our Cause

PayPal Has Permanentl Banned TB For Being “Inconsister With Their User Agreement And Not Creating A “Safe Community



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Turtleboy Sports
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TURTLEBOY"
NOW ON SALE
ON AMAZON,
BUY YOUR'S
TODAY**



**SHOP THE
TURTLEBOY
STORE**

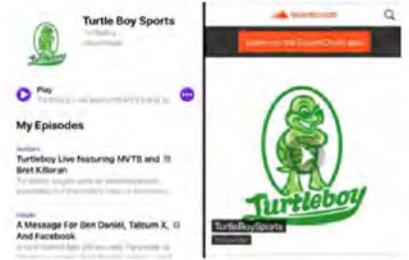


Last September I **published a blog** about a missing 16 year old girl in East Providence who posted on Facebook and alleged that she had run away from her abusive transgender father Ashley St. Angelo, who attempted to fundraise and profit off of her disappearance.





LISTEN TO UNCLE TURTLEBOY'S LATE NIGHT GARAGE PODCAST ON ITUNES AND SOUNDCLOUD



FOLLOW TURTLEBOY ON FACEBOOK



SUBSCRIBE TO RECEIVE EMAIL NOTIFICATION EVERY TIME WE PUBLISH A NEW BLOG



Marissa Lynn Stangelo is at East Providence Police.

20h East Providence, RI

My name is Marissa Stangelo, I am a 16 year old runaway and my life is in danger because of my dad Ashley Stangelo. I've been dealing with mental, physical, and psychological abuse at the hands of Ashley and my brother Anthony for years. I'm tired of the constant abuse, I refuse to go home as long as Ashley Stangelo is running around keeping this manhunt for me going. She has been telling everyone that I ran away to be in a relationship with an older man, I have no idea where she came up with this I have been telling her for a long time that I have no interest in dating, I don't know how she has run with this lie so long. I know she is going to hurt me as soon as she gets her hands on me. She had kept me locked in my room for three months before I managed to get out of the house with my mom. When we went to the police together they wouldn't even help us even though they knew we were in danger because of Ashley. I think the East Providence police and any authorities involved are afraid of my dad because she is trans. Ashley has been lying to the law and the court in order to get what she wants and that's why I have been out of that house for so long. I was afraid for my life 24 hours a day. I couldn't live like that anymore. I have tried to get in front of a judge with my mom a number of times, but Ashley had already lied to them and got what she wanted. She has full custody of me and no one in the state is listening to my voice. If Ashley gets me back, she will definitely make me pay for trying to get away from her for good. She is the abuser and she is keeping this manhunt for me going because she doesn't want anyone to know everything she has put me through. I can't go home to my dad I am in fear for my life in that house. I am not going to stop running from her, because I am not a missing child and Ashley DOESN'T care about me, she wants me back in her control so I can be the punching bag of the house between my father and brother. I AM SAFE AND I WILL NOT GO BACK TO ASHLEY!!!!!!

(If you think don't think it's me here's your proof. Ask Ashley how I broke my hand. She's going to say the dog did it)

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TRENDING NOW

RECENT COMMENTS

Ashley StAngelo Aug 22 ·



My daughter Marissa St. Angelo is Missing

\$170 raised of \$3,000

3 people donated.

Donate

Angry Comment Share

>You and 14 others

2 Shares

Ashley StAngelo Please share 1w Like Reply

In late December Ashley St Angelo contacted me and asked me to remove the blogs, claiming that he had proof that his two daughters alleging abuse were lying. He didn't provide anything, and because he was further trying to smear his own children I refused to have them removed.

Her Mother on [Busty The Clown Is Big Mad Over Traffic From Her Son New Bedford Cop's Funeral](#)

THANK YOU JESUS on [Former McPegger Announces Free Tomato For Black People And BLT-123's At Raynham Farm](#)

Dr Wu on [Boston Diversity City Councillor Blames Asphalt Streets For City's Murder Rate By Making The Temperature Too High](#)

Hate Has A Home HERE! on [Mikayla Miller's Abusive Mom Can't Stop Lying To Fellow Race Baiting Deadbeats Tamika Mallory And Fake Bishop Talbert Swan](#)

SAY HER NAME on [Mikayla Miller's Abusive Mom Can't Stop Lying To Fellow Race Baiting Deadbeats Tamika Mallory And Fake Bishop Talbert Swan](#)

On January 4 I started getting emails from an email account named Jenny Manning, who claimed to be working for a group called the Justice League, which exposes defamatory bloggers. Jenny Manning said that Ashley St. Angelo had contracted them to clear his name and repeatedly emailed me, my parents, and my wife's employer asking for comment. They said they would stop the harassment if I removed the blogs about Ashley, which gave away the fact that Jenny Manning was Ashley.

Ashley **published a blog** for the "Justice League" that made up ridiculous allegations that we sexually abuse children, and falsely claimed that my family also writes for TBS. He posted our address, urged people to contact my wife's employer, and posted a picture of my children with the quote "I hope these kids are not being sexually demonized by their farther. Lord pray for these kids." He even included an email of me telling him to stop contacting me.



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← **Re: No response to our previous email and may need to get a response from your family or co-workers**

Me 3h
Well hello Mr Kearney since your not c...
[View message](#)

Turtleboy Hottakes to [Me](#) Today, 1:16 PM

Do not contact me or any member of my family

again.

Show more



Reply



Reply all



More

Me

6m



I would just like a response if possible...



[View message](#)



Delete



Archive



Move



Reply all



More



But the harassment continued so I contacted the Holden Police who then contacted Ashley, and Ashley told them that he found the Justice League online, "asked them to handle him on her behalf," said she would contact the Justice League to tell them to stop, stated that the group was real, and told the Holden Police Officer that "Many years ago I would've driven to his house and beaten the shit out of him." She even told the police that she would buy them lobster dinner if they got me to take the blogs down.

According to the police report Ashley then went to a courthouse in Providence to get an order against me, and lied

and told the judge that the Holden Police had recommended he do so. HPD says that this was a lie.

Holden Police Department
NARRATIVE FOR OFFICER CHRISTOPHER M MESERVEY
Ref: 2101-8-OF

Entered: 01/05/2021 @ 1411	Entry ID: CMH
Modified: 01/15/2021 @ 1339	Modified ID: CMH

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I Officer Christopher Meservey of the Holden Police Dept. attest to the following set of facts:

On Wednesday January 6th, 2021 I was working my regularly scheduled 7am – 3pm patrol shift when I received radio call from dispatch requesting me to return to the station to assist a citizen who had called in. Upon my arrival I met with the dispatchers and they advised me that Mr. Aidan Kearney requested to have an officer call him back in regards to an ongoing he has. I called Mr. Kearney back and he relayed the following to me; Mr. Kearney stated that back in September of 2020 he had written an blog an posted it to his website. Mr. Kearney is the part owner and writer for Turtleboy Sports. Mr. Kearney stated that he had written an article about a Mrs. Ashley St. Angelo. Within this article Mr. Kearney discusses Mrs. St. Angelo's social media posts and an online fundraiser she started to find her missing daughter (Marissa St. Angelo). In the article Mr. Kearney goes onto say that Mrs. St. Angelo's daughter was not truly missing and that she had been with her mother. Furthermore the fundraiser appeared to be set up to profit Mrs. St. Angelo rather than be used to find Mrs. St. Angelo's daughter. Mr. Kearney went onto say that over the past several weeks Mrs. St. Angelo has contacted him and requested that he take the article down. Mrs. St. Angelo forwarded emails which she claimed proved that she was in fact innocent of what was in Mr. Kearney's article. Mr. Kearney stated that the article would not be taken down. Mr. Kearney then advised that he began receiving emails from a "Jenny Manning" Mrs. Manning is alleged to represent the "Justice League 17". This group is apparently an anti-defamation group that helps parties with blog posts. Mr. Kearney went onto say that this group advised him that they posted a link about he and his wife. Within this blog they claimed that Mr. and Mrs. Kearney are "sexual deviants" and that they are "racists". The blog also contained pictures of the Kearney's children, their addresses, contact information, and Mrs. Kearney's employer's information. Also included in the email is a screenshot which shows a communication from Mr. Kearney requesting that Mrs. Manning stop contacting Mr. Kearney. This email, which included a link to the blog, was sent to the Mr. and Mrs. Kearney, Mr. Kearney's father in law, and Mrs. Kearney's employer. Mr. Kearney did not originally know who this person was but later discovered that they were requesting that they removed his blog about Ashley St. Angelo. If Mr. Kearney complied and took down the blog then they too would take down their blog. Mr. Kearney stated that his wife (who works as a school teacher) was contacted by her employer because someone had reached out to them for a quote in regards to "how they felt about employing a sexual deviant" These interactions have had a grave effect on both Mr. and Mrs. Kearney. I told Mr. Kearney that I would call Mrs. St. Angelo and speak with her.

I called Mrs. St. Angelo at 1:49pm and talked to her for approx. 20 minutes. Mrs. St. Angelo stated that she had reached out the Mr. Kearney to take down the post but he was not going to. Mrs. St. Angelo went onto to say that out of frustration she began to look online for help. She stated that she had contacted the court system and attorney in East Providence where she lived but that no one would help her. She stated that she searched on Facebook for help with blogs and this is where she found the Justice League 17 group. She went onto say she forwarded all the emails and whatever other information she had about the Turtleboy situation and that she asked them to handle it on her behalf. She stated that she did not know what they did with the information after that. I informed her that the group had been in contact with Mrs. Kearney's employer and that they were beginning to coming close to harassing the Kearney's. Mrs. St. Angelo stated that she did not want that. I advised her to

Envelope: 3112592

Reviewer: Jaiden H.

Holden Police Department		Page: 2
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Entered: 01/06/2021 @ 1411	Entry ID: CMM	
Modified: 01/15/2021 @ 1339	Modified ID: CMM	

contact the group and tell them to cease and desist any further contact with the Kearney's. Mrs. St. Angelo stated that she would do that. Mrs. St. Angelo went onto say that she has had a difficult time since the article came out and that she has even lost out on section 8 housing due to the article. I explained to her that she has rights and she should contact the court system where she lives to see if there are any possible avenues she can pursue. Mrs. St. Angelo was quite upset about the article and stated several times that she wished Mr. Kearney would take it down. Mrs. St. Angelo went onto say on two separate occasions with in the conversation that "Many years ago I would've driven to his house and beat the shit out of him". Or that is she hadn't changed she would've handled this herself through physical means. Mrs. St. Angelo then again requested that I ask Mr. Kearney to take down the article and that if I was successful in this she would "buy everyone lunch; Lobsters I don't care". I informed Mrs. St. Angelo that I would contact Mr. Kearney and advised him that we had talked.

Tuesday January 12th, 2021 was my next shift on duty. Upon my arrival I checked email and had received emails from Mr. Kearney stating that Mrs. Manning had not stopped contacting him. I then looked into the blog about Mr. Kearney and there was an update on 1/6/2021 at 3:23pm which stated that a client of theirs had been contacted by the police and spoken to. The update went onto say that they would "would not stop or be stopped until you give in or are ruined completely by the actions you have caused" (this was directed at Mr. Kearney as he has refused to take down the article). I then attempted to contact the Justice League 17 and Mrs. Manning specifically. I was unable to make contact with the Justice League through any internet searches or through Facebook. I find this odd as this is an apparent anti-defamation group whose sole purpose is to assist people online. Furthermore there was no contact information on the blog that was posted via WORDPRESS.COM. This is a website that allows people to create their own blogs. I also found it strange that the "about us" story explaining who the justice league is was created and posted on the same day (January 3rd, 2021) as the article in regards to Mrs. St. Angelo. Also there are only two blog stories from the Justice League 17 on the website. I waited to hear back from Mrs. Manning before I contacted Mrs. St. Angelo again.

Wednesday January 13th, 2021 at approx. 12:19pm received a radio call to proceed to the lobby of our station to assist a party in the lobby with paperwork. Upon my arrival I met and spoke with Mrs. St. Angelo. Mrs. St. Angelo had paperwork for Mr. and Mrs. Kearney in regards to a civil case that has come from the blog story. Mrs. St. Angelo handed me a civil restraining order that she stated need to be served to the Kearney's. I reviewed the restraining order and saw that it was a civil restraining order. While reviewing the restraining order I read over the affidavit that Mrs. St. Angelo had filled out. Within the affidavit it stated that Officer H-32 (that is my badge number) "advised me to get an immediate restraining order (and hinted that I may need it)" I had never told Mrs. St. Angelo anything of the sort. I then had dispatch contact the Licht Judicial Complex of Providence/Bristol County to confirm the authenticity of this paperwork as I looked for anymore inconsistencies within the affidavit. After several minutes we did confirm that the paperwork was authentic but the whole matter was civil. Furthermore the court advised us that Mrs. St. Angelo is responsible for delivering the civil restraining orders to Mr. and Mrs. Kearney via constable and is responsible for any fees associated with. I returned to the lobby and explained this to Mrs. St. Angelo. I also advised her that she had misrepresented me in her affidavit. Mrs. St. Angelo stated "that's what you told me" I assured her that I said nothing of the sort. I knew that she

Holden Police Department
NARRATIVE FOR OFFICER CHRISTOPHER M MESERVEY
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Entered: 01/06/2021 @ 1411 Entry ID: CMM
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would not qualify for a restraining order. The only advice I gave her was that she should seek legal advice through the court or through an attorney if she felt she had been wronged. I asked her when I hinted that she may need a restraining order?" To which she replied "your voice deepened". I told her that that never happened. She went onto say that "my memory is shot", "I can't remember the conversation", and that maybe she "misinterpreted" what I had said. I also told her that I was unable to get a hold of either the Justice League 17 nor Mrs. Jenny Manning and I was beginning to doubt if they exist. I told Mrs. St. Angelo that I find it especially suspicious that the only one that can get a hold of this group is Mrs. St. Angelo. I went onto explain to Mrs. St. Angelo that given the fact that I cannot get a hold of this group, Mrs. Manning, cannot confirm that they are real people, and that the only goal of the Justice League 17 is to keep a blog up until Mr. Kearney takes his about Mrs. St. Angelo down. I have formulated the professional opinion that Mrs. St. Angelo is the author of the blog from the Justice League 17. Furthermore there is no Justice League 17 and Mrs. St. Angelo's purpose is not to inform the public about Mr. Kearney but rather her sole purpose in posting this blog is to intimidate Mr. Kearney into taking down his post about Mrs. St. Angelo. Mrs. St. Angelo stated that they group was real. I told her to get in contact with them and to have them. As the writing of this report I still have not heard from any party. I informed Mrs. St. Angelo that I would be filing this report should either party need it.

On Friday 01/15/2021 at 1:30PM I called the Rhode Island Superior Court to advise of the inaccuracy in Mrs. St. Angelo's affidavit. The clerk I spoke with merely stated that the hearing is on the 25th.

Yet somehow Providence Superior Court Judge Melissa Darigan granted the temporary restraining order (which was not served in time for the January 25 court date and I did not receive until yesterday) based off this ridiculous affidavit filled with lies that Judge Darigan couldn't be bothered to verify. (he was also given a waiver for paying for any of this, so it's all just a free game)



STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff Ashley Saint AngeloPPA Anthony St. Angelo v. Defendant Aidan Kearney	Civil Action File Number PC-2021-00224
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	

TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 02/19/2021 at 2pm (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.
2. The Defendant, Aidan Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.
3. This restraining order shall expire on 2/19/21.
4. OTHER:

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, AIDAN KEARNEY, FORTHWITH.

Entered as an Order of the court on 1/25/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice

SC-CMS-18 (revised July 2020)

A TRUE COPY ATTEST
DEPUTY SHERIFF
True Copy Attest
H. R. Kish
Office of Clerk of Superior Court
Counties of Providence & Newport

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

JUDICIARY
RHODE ISLAND

SUPERIOR COURT

Plaintiff/Petitioner Ashley M. Argud & Anthony R. St. Angelo (608) 121 Roger Williams Ave Rumford RI 02868	Case Number PL-2021-0234
Defendant/Respondent A.001 & J.002 [REDACTED] Kearney - Turtle boy SPORTS	

ORDER - MOTION IN FORMA PAUPERIS

GRANTED: It is hereby ordered that the Plaintiff/Petitioner Defendant/Respondent may file the complaint, petition, or appeal without payment of the filing fee and that the duly authorized officer in accordance with Title 9, Chapter 5 (writs, summonses, and process) of the Rhode Island General Laws shall serve without charge to the Plaintiff/Petitioner Defendant/Respondent any and all summonses, complaints or petitions, motions, orders, and all other required documents in this matter without charge.

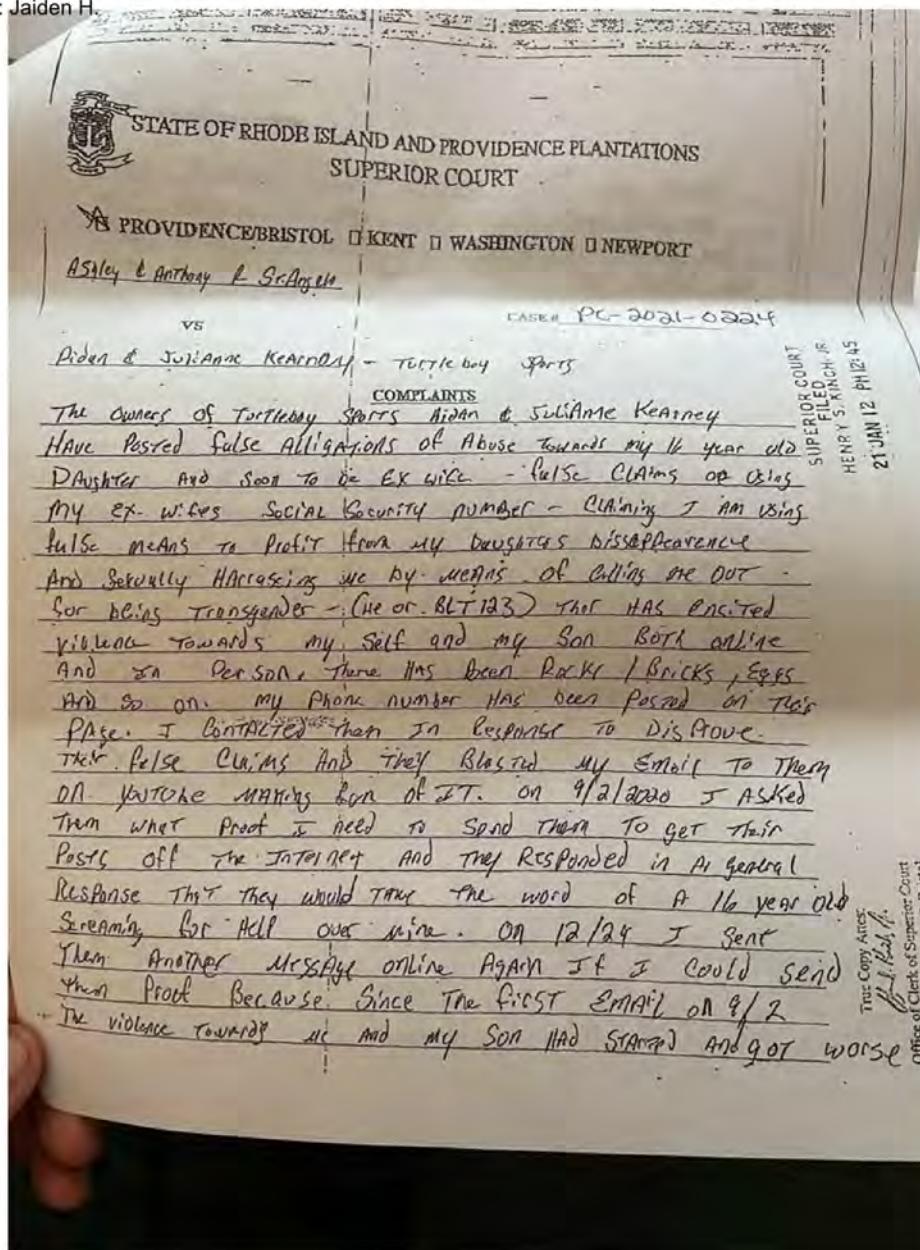
GRANTED: It is hereby ordered that the Plaintiff/Petitioner Defendant/Respondent may order transcripts without charge.

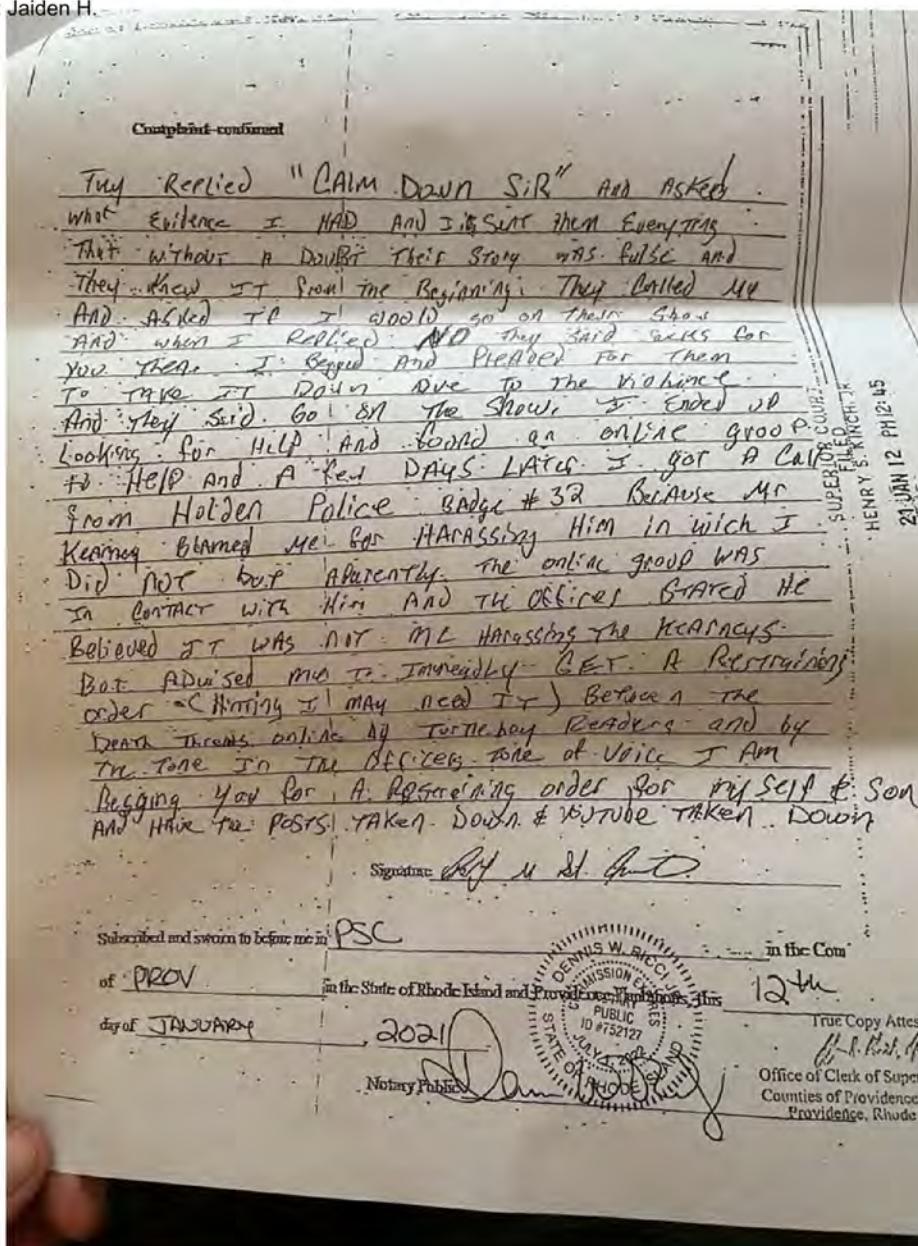
DENIED

Entered as an Order of the court on <u>11/21/2021</u>	BY ORDER OF: <u>H.K.achiele</u> /s/ Clerk TENPER /s/ Judicial Officer
--	---

True Copy Attest
A.J. Kachiele
Office of Clerk of Superior Court
Counties of Providence & Bristol
Providence, Rhode Island

True Copy Attest
J. A. S.
Office of Clerk of Superior Court
Counties of Providence & Bristol
Providence, Rhode Island







Lies:

- My wife had anything to do with this
- I incited violence towards him
- He had “bricks, eggs, rocks and so on” thrown through his windows
- His daughter’s allegations were untrue
- He provided me with evidence that the story was untrue
- He contacted an online group to help him get the blog taken down
- HPD told him that they didn’t think it was him harassing my family
- HPD advised him to get a restraining order against my family
- His life is being threatened by turtle riders

Judge Darigan didn’t ask for evidence of any of these things, because there is none. She simply signed the order and is attempting to force two innocent people (one of whom doesn’t even know who Ashley St. Angelo is) to drive across state lines during a pandemic.

Around this time I also filed for an order against Ashley in Leominster District Court after he repeatedly contacted me via email and continued to harass my wife's employer, threatening to show up at her work to protest against her. Attacking my family to get to me is the lowest thing a person can do. Come after me all you want, I'm built for this. Leave innocent people alone.

The temporary order was granted against Ashley, who appeared in court today with me and was in rare form. Ashley (formerly Anthony) said that he never told the police that he knew or contacted the Justice League, and that HPD was conspiring with me. Calling the police liars is not generally an effective strategy to use in court, and the order was granted for a full year for not only me, but also for my family and my wife's employer.

FOR USE DURING COVID-19 EMERGENCY					
HARASSMENT PREVENTION ORDER G.L. c. 258E (Page 1 of 3)		DOCKET NO. 2161RO0021	Massachusetts Trial Court		
PLAINTIFF'S NAME Aidan Kearney		COURT NAME AND ADDRESS Leominster District Court 25 School Street Leominster, MA 01453 978-537-3722			
DEFENDANT'S NAME AND ADDRESS Ashley St. Angelo (29 Roger William Avenue Rumford, RI 02916		ALIAS IF ANY DATE OF BIRTH SEX <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female MOTHER'S MAIDEN NAME (FIRST & LAST) EMAIL ADDRESS alnah99@gmail.com			
		CELL PHONE NO. (401) 252-9881 LAST FOUR SSN XXX-XX-			
VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE punishable by imprisonment or fine or both					
<p><input checked="" type="checkbox"/> A. THE COURT HAS ISSUED THE FOLLOWING ORDERS TO THE DEFENDANT: (only those items checked shall apply)</p> <p>This Order was issued without advance notice to the Court determined that there is a substantial likelihood of immediate danger of harassment.</p> <p><input checked="" type="checkbox"/> 1. YOU ARE ORDERED NOT TO ABUSE THE PLAINTIFF by harming, threatening, or attempting to harm the Plaintiff physically or by placing the Plaintiff in fear of imminent serious physical harm.</p> <p>You are also ORDERED NOT TO HARASS THE PLAINTIFF (1) by any willful and malicious conduct aimed at the Plaintiff and intended to cause fear, intimidation, abuse, or damage to property, or (2) by using force, threats or duress to make the Plaintiff engage in sexual relations unwillingly, or by committing any of the following violent assault and battery, rape, statutory rape, assault with intent to rape (G.L. c. 265, §§ 13B, 13F, 13H, 22, 22A, 23, 24, 24B), enticing a child (§ 26C), criminal stalking (§43A), or drugging for sexual intercourse (G.L. c. 212, §37).</p> <p><input checked="" type="checkbox"/> 2. YOU ARE ORDERED NOT TO CONTACT THE PLAINTIFF in person, by telephone, in writing, electronically, or otherwise, either directly or through someone else, and to stay at least <input checked="" type="checkbox"/> 10 yards from the Plaintiff even if the Plaintiff seems to allow or request contact. The only exception to this Order is that you may send the Plaintiff, by mail, or by sheriff, or by other authorized officer, copies of papers filed with the court when that is required by statute or court rule.</p> <p><input checked="" type="checkbox"/> 3. YOU ARE ORDERED TO STAY AT LEAST <input checked="" type="checkbox"/> 10 YARDS FROM THE PLAINTIFF'S RESIDENCE, located at <input checked="" type="checkbox"/> 111 Mason Road Jefferson, MA or whenever else you may have reason to know the Plaintiff may reside.</p> <p>If this box is checked, the Court also ORDERS you to remain away from the entire apartment building or other multiple family dwelling in which the Plaintiff's residence is located.</p> <p><input checked="" type="checkbox"/> 4. YOU ARE ORDERED TO STAY AT LEAST <input checked="" type="checkbox"/> 10 YARDS FROM THE PLAINTIFF'S WORKPLACE located at <input checked="" type="checkbox"/> 111 Mason Road, Jefferson, MA or whenever else you may have reason to know the Plaintiff may work.</p> <p><input checked="" type="checkbox"/> 5. THE COURT ORDERS that the following address(es) not be listed on the order: <input type="checkbox"/> Plaintiff's Residence <input type="checkbox"/> Plaintiff's Workplace</p> <p><input checked="" type="checkbox"/> 6. YOU ARE ORDERED TO COMPENSATE THE PLAINTIFF for \$ <input checked="" type="checkbox"/> in losses suffered as a direct result of the abuse to be paid in full on or before <input checked="" type="checkbox"/> by mailing directly to the Plaintiff <input type="checkbox"/> through the Clerk's Office of this Court.</p> <p><input checked="" type="checkbox"/> 7. YOU ARE ALSO ORDERED:</p> <p>No threats or incited post or comments regarding plaintiff or family or social media texts or email, no contact plaintiff</p>					
<p>B. NOTICE TO LAW ENFORCEMENT</p> <p>1. An appropriate law enforcement officer shall serve upon the Defendant in person a copy of the Complaint Form and a certified copy of this Order (and Summons) and make return of service to this Court.</p> <p>If this box is checked, the following alternative service may instead be made, but only if the officer is unable to deliver such copies in person to the Defendant.</p> <p><input type="checkbox"/></p>					
<p>2. Defendant Information Form accompanies this Order</p> <p><input type="checkbox"/> 3. Police reports are on file at the <input type="checkbox"/> Police Department.</p> <p><input type="checkbox"/> 4. OUTSTANDING WARRANTS FOR THE DEFENDANT'S ARREST: <input type="checkbox"/> (PCF#)</p> <p><input type="checkbox"/> 5. An imminent threat of bodily injury exists to the Plaintiff. Notice issued to: <input type="checkbox"/> telephone <input type="checkbox"/> other (specify) <input type="checkbox"/></p>					
DATE OF ORDER	TIME OF ORDER	EXPIRATION DATE OF ORDER	SIGNATURE OF JUDGE PRINT/TYPE NAME		
1/25/21	10:40 AM	2/10/21 at 4 P.M.	Honorable Mark E. Noonan		
NEXT HEARING DATE	AT	P.M.	Court: Leominster Courthouse Phone Number: (978) 537-3722		
<p><input type="checkbox"/> BY TELEPHONE CONFERENCE: Call-in Number: <input type="checkbox"/> Password: <input type="checkbox"/></p> <p>If either the Plaintiff or the Defendant has questions about the hearing or the Order, contact the Court by telephone at the courthouse phone number BEFORE THE DATE OF THE HEARING. If you cannot reach the Court, please call the Trial Court Help Line at 1-833-911COURT (1-833-912-8878).</p>					
WITNESS - FIRST OR CHIEF JUSTICE					
A true copy, attest (Asst.) Clerk-Magistrate					
<p>The above Order and any subsequent Orders have been issued by a judge. A hearing on whether to continue and/or modify the Order will be held on the date and time indicated on the Order. The hearing will be held through a telephone conference call. If listed, call the call-in number above and use the password if one is provided on EXACTLY the date and time listed for your hearing. If no call-in number is listed, call the courthouse phone number at 8AM. THE DEFENDANT MUST PARTICIPATE, WITH OR WITHOUT AN ATTORNEY, TO OPPOSE ANY EXTENSION OR MODIFICATION OF THE ORDER. IF THE DEFENDANT DOES NOT PARTICIPATE, THE ORDER MAY BE EXTENDED OR MODIFIED BY THE JUDGE. For good cause, either the Plaintiff or the Defendant may request that the Court modify the Order before the scheduled expiration date by contacting the Court by telephone at the courthouse phone number. NOTICE TO DEFENDANT: If the Plaintiff is your spouse or former spouse, or you are the parent of a child of the Plaintiff, or you cohabit or have cohabitated with the Plaintiff, the purchase and possession of a gun and/or ammunition while this order is in effect is a federal crime, subject to certain exceptions. 18 U.S.C. §§ 922(g)(8) and 925.</p>					
04/15/2020					

HARASSMENT PREVENTION ORDER
G.L. c. 258E (Page 2 of 3) DOCKET NO. 21-61-CR-31 Massachusetts Trial Court

C. MODIFICATIONS/EXTENSIONS

This order was issued after a hearing at which the Plaintiff participated did not participate and the Defendant participated did not participate.
The Court ORDERED that the prior order issued 1/25/21 be MODIFIED as follows:

added paragraph #7

The expiration date of this order has been EXTENDED (See Below) OTHER MODIFICATION(S) (See Above)

DATE OF MODIFICATION	TIME OF ORDER	EXPIRATION DATE OF ORDER	SIGNATURE OF JUDGE PRINT/TYPE NAME OF JUDGE
2/10/21	<input type="checkbox"/> AM <input type="checkbox"/> PM	2/14/23 at 4 P.M.	<u>Mark C. Nantico</u>

NEXT HEARING DATE
2/14/24 At 9:00 A.M. P.M. Court: Leominster Courthouse Phone Number: (978) 537-3722

BY TELEPHONE CONFERENCE: Call-in Number: _____ Password: _____
If either the Plaintiff or the Defendant has questions about the hearing or the Order, contact the Court by telephone at the courthouse phone number BEFORE THE DATE OF THE HEARING. If you cannot reach the Court, please call the Trial Court Help Line at 1-833-91COURT (1-833-912-6878).

D. MODIFICATIONS/EXTENSIONS

This order was issued after a hearing at which the Plaintiff participated did not participate and the Defendant participated did not participate.
The Court ORDERED that the prior order issued 1/25/21 be MODIFIED as follows:

The expiration date of this order has been EXTENDED (See Below) OTHER MODIFICATION(S) (See Above)

DATE OF MODIFICATION	TIME OF ORDER	EXPIRATION DATE OF ORDER	SIGNATURE OF JUDGE PRINT/TYPE NAME OF JUDGE
	<input type="checkbox"/> AM <input type="checkbox"/> PM	at 4 P.M.	

NEXT HEARING DATE
 At A.M. P.M. Court: Leominster Courthouse Phone Number: (978) 537-3722

BY TELEPHONE CONFERENCE: Call-in Number: _____ Password: _____
If either the Plaintiff or the Defendant has questions about the hearing or the Order, contact the Court by telephone at the courthouse phone number BEFORE THE DATE OF THE HEARING. If you cannot reach the Court, please call the Trial Court Help Line at 1-833-91COURT (1-833-912-6878).

E. PRIOR COURT ORDER TERMINATED
This Court's prior Order is terminated. Law enforcement agencies shall destroy all records of such Order.

TERMINATED AT PLAINTIFF'S REQUEST

DATE OF MODIFICATION	TIME OF ORDER	SIGNATURE OF JUDGE PRINT/TYPE NAME OF JUDGE
		<input type="checkbox"/> AM <input type="checkbox"/> PM

WITNESS - FIRST OR CHIEF JUSTICE
 A true copy, attest (Asst.) Clerk-Magistrate

04/13/2020

I will do anything to protect my family.

Anyway, I've tried contacting attorneys in Rhode Island about how to do this remotely, since innocent people should not be dragged across state lines during a pandemic to be forced to stand next to their abusers in court. No one will help us for less than \$2,500, which I'm not paying because I could get this dismissed very easily by showing up. I'd rather not though, and it's a rather simple matter, so if you are an attorney in Rhode Island and wanna help my family out feel

EXHIBIT 8

Ashley St. Angelo
Facebook Post

(Oct. 18, 2020)

[Sign Up](#)[Log In](#)[Forgot account?](#)

Ashley StAngelo
October 18, 2020 ·

I have always been a friend to everyone and always put my family on a pedestal. I have been treated like shit by my soon to be ex wife as well as arrested by false claims and proven false in court and the case was dismissed. I thought of leaving my soon to be ex wife then but I believed that the court would give custody to mom because I am a transgender woman and being judged for who I am as transgender not only that but the lies my soon to be ex wife cooked up so I decided to stay for my kids and only my kids who loved me and I loved them but the marriage in my opinion was over. As my daughter got older I was framed by my daughter so she can get what she wanted and my wife helped. My daughter is now over 18 she has jumped from house to house living her life from one man to the next and recently been involved with a guy I believe won't last. In my opinion her life is ruined. My other daughter is going down the same path as she has been involved with a 49 year old guy and she is only 16. But the frame up job has not only come back but it has with a vengeance. My wife knew about this relationship and allowing it was unimaginable to say the least. When the guy George Liolios from East Providence RI told me my daughter is 16 and she can fuck whoever she wanted and there is nothing I can do I wanted to beat him but I took the higher road and threw him off the property. My wife soon later the same day to leave with him after he stole tools and other miscellaneous property from me. Within a few days the public bashing started causing violence to not only me but to my 15 year old son all a while nobody knew the truth and my wife and 2 daughter's laughing in the background while we had eggs, bricks, rocks, and so on thrown at the home and we were in fear of bullets being next. Yes I am a transgender woman and no that had nothing to do with it but they made it a part of their plan to publicly destroy me. My wife knew since day 1 23 years ago and never had a problem. She brought me willingly for my top surgery and even chose the size I should get for top surgery and sex was more incredible for her since. But now we have been shamed and in risk of losing our home and leaving us flat. The lies continue and public shaming is still going on bringing false witnesses to court and lately the only joy I get in my life is proving in court all their lies. Some have been proven in court by medical documents already and I have documentation to prove the rest. But yes more and more lies come up and my soon to be ex wife is using someone for now because this woman has money and once all said and done my wife will ditch this person. This is the type of person I did not marry. This is not the first time this has happened to me but made me more prepared for the games she plays. I have always loved her and even now I miss her but the love that was there is now gone and I will not endure her abuse mentally any more. I almost committed suicide in the past due to trauma at home she has allowed and aggravated and I could not handle it until one day I decided my life without my kids would ruin my kids down the road. So I got help and years of mental help made me stronger than ever and now I stand up for me and my kids against any trouble that may come. Understand I filed for divorce not her and she claims she could not cry for help well that is easy to show that is / was a lie. We all had cell phones I paid for and if there was fear they could have called 911 while I was sleeping or out during the day or had a friend call and so on. My daughter claimed the same but she had gone to school where any staff would have listened and she had a counselor privately who would have stepped in but no she only complained about bully's and school work. They also claimed I starved my daughter but how is that possible when there is plenty of food in the house and my soon to be ex wife was always home and I went out during the day could have fed her if she was starved. Why is it everyone blamed me for starving my daughter and believed these lies ? Because it was juicy and don't use common sense. I was a severely abused child and I know abuse but unfortunately people use these tactical miniver's to get away with what they did and it hurts the people that is being honest. It hurts the people that are trying to be

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protected or people needing protection. I have one daughter who I believe her life is ruined but now I want to protect my other daughter and make sure her life is going to go in the right direction. I want her to grow stronger than it can ever be and yes I want better than I ever had. That's what a REAL parent wanted for every child.

Here is a comparison to what I have lived !



EXHIBIT 9

Declaration of Aidan Kearney

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**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

ASHLEY ST. ANGELO, PPA	:	
ANTHONY ST. ANGELO,	:	
 <i>Plaintiff,</i>	:	CASE NO. PC-2021-0224
 v.	:	
 AIDAN KEARNEY AND JULIANNE	:	
KEARNEY,	:	
 <i>Defendants.</i>	:	

DECLARATION OF AIDAN KEARNEY

I, Aidan Kearney, declare:

1. I am over the 18 years of age and have never been convicted of a crime involving fraud or dishonesty. I have first-hand knowledge of the facts set forth herein, and if called as a witness could and would testify competently thereto.
2. I am a defendant in the above-captioned action, along with my wife, Julianne Kearney.
3. I make this Declaration in support of my Motion to Dismiss for Lack of Personal Jurisdiction and Failure to State a Claim for Relief, as well as my Motion to Terminate and Vacate Restraining Order, filed herewith.
4. I have rarely been to the state of Rhode Island, and even then, only occasionally, visiting beaches and tourist attractions.
5. I do not conduct business in the state of Rhode Island or have any regular presence there.
6. I am a resident of the Commonwealth of Massachusetts and do business there.
7. I operate and maintain two websites called “turtleboysports.com” and “TBDailyNews.com,” which can be assessed from anywhere in the world. There is no separate business entity that operates or maintains these websites.

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8. On these websites, I collect and comment on matters of public interest and conduct and report on investigative journalism.

9. I have used the websites to expose corruption in the Massachusetts State Police. A February 18, 2018 Boston Globe editorial credited Turtleboysports.com for breaking two stories which led to the breakup and departure of high-ranking members of the Massachusetts State Police.¹

10. Revenue from these websites is derived from placement of advertisements, just like any other news site like the Providence Journal or Boston Globe. None of the ads or promotions appearing on the websites target Rhode Island or are directed to a specific geographical community. The contents of the websites are accessible to anyone.

11. Prior to September 1, 2020, I was aware of fundraising efforts Plaintiff had made regarding her daughter allegedly going missing. I reviewed these fundraising messages and found them suspicious. My suspicions were later heightened when I saw a social media post published by Plaintiff's allegedly "missing" daughter stating she had fled her home because she had been subjected to abuse at the hands of Plaintiff and Plaintiff's son. Her older sister also published a statement claiming that she had been abused by Plaintiff and Plaintiff's son, as well. A friend of the older sister also published a statement providing details of the younger sister's abuse.

12. Upon obtaining this information, I weighed the evidence available to me and determined that the account of events provided by Plaintiff's daughters was more credible. Then, on September 1, 2020, I authored articles on my websites at the URLs <<https://tbdailynews.com/missing-east-providence-teen-posts-on-facebook-that-she-ran-away-from-abusive-transgender-father-who-is-attempting-to-profit-off-of-her-disappearance/>> and <<https://turtleboysports.com/blt-123-dad-accused-of-abusing-missing-east-providence-teenage-daughter-in-facebook-post-she-wrote-has-been-cashing-in-on-fundraiser-and-has-several-other->>

¹ "Where's the accountability of the State Police?", BOSTON GLOBE (Feb. 28, 2018), available at: <https://www.bostonglobe.com/opinion/editorials/2018/02/28/where-accountability-state-police/IZ0y2DRwGUPs5XNsoGuMoK/story.html>.

DocuSign Envelope ID: 3BFBB39A-B880-414E-B945-BA0369D19254

allegations-by-family-members/>. True and correct copies of these articles are attached to my Motion to Vacate and Terminate Restraining Order as **Exhibits 5 and 6**. The articles contain screen shots demonstrating the facts on which I relied in making my statements, including the research I performed and the statements of Plaintiff's daughters and their friend.

13. On September 5, 2020, I interviewed Plaintiff's older daughter. She clarified that her sister was not missing and provided multiple reports contradicting Plaintiff's denials of abuse. The same day, I uploaded a video of this interview on the video streaming platform YouTube. The video is accessible at the URL <<https://www.youtube.com/watch?v=hTTJNAkMfE0>>.

14. Plaintiff contacted me and asked that I remove my statements about her on my websites. I did not find her denials of her daughters' claims of abuse convincing and I felt that Plaintiff was not telling me the truth. Accordingly, I did not remove the statements, as I felt it was important to let the public know about apparent child abuse and Plaintiff's attempt to profit from this abuse.

15. Plaintiff then began to harass me and my family by publishing statements under the alias "Justice League." Plaintiff falsely claimed, *inter alia*, that my wife and I sexually abuse children, published our home address, urged readers to contact my wife's employer, and posted a picture of my children with the statement "I hope these kids are not being sexually demonized by their father. Lord pray for these kids." These statements continued despite me specifically instructing "Justice League" not to contact me.

16. Due to this harassment, I contacted the Holden, Massachusetts Police Department in January 2021 and reported what Plaintiff was doing. The Holden police then contacted Plaintiff. In the police report filed by the officer who spoke with Plaintiff, the officer makes it clear that he did not advise Plaintiff to seek a restraining order against me or my wife.

17. I then published an article about this development on February 10, 2021, available at the URL <<https://turtleboysports.com/transgender-east-providence-dad-whose-daughter-alleged-he-abused-her-got-a-ro-placed-on-him-in-leominster-district-court-today-for-harassing-my-family-and-using-the-courts-to-abuse-us/>>. This article includes photographs I took of the

Holden police report clearly displaying its text. A true and correct copy of this article is attached to my Motion to Vacate and Terminate Restraining Order as Exhibit 8.

18. Due to Plaintiff's continuing harassment, I sought a Harassment Prevention Order against Plaintiff in Leominster, Massachusetts District Court, which was granted on January 25, 2021. Photographs of this order are also included in the February 10, 2021 article.

19. The Harassment Prevention Order precluded Plaintiff from contacting me or from making statements regarding me or my family online, through text, or through email, and from contacting my wife's employer.

20. Plaintiff violated this order and was arrested by East Providence, Rhode Island. Within minutes of being arraigned on charges for doing so, Plaintiff violated the order again.

21. In writing articles about Plaintiff, I did not invite, request, or otherwise suggest that my readers communicate with Plaintiff.

22. I do not conduct any advertising targeted directly at Rhode Island.

23. I never purposely availed myself of the forum of Rhode Island.

I declare under penalty of perjury under the law of Rhode Island that the foregoing is true and correct.

Signed on 5/6/2021, at Jefferson MA.

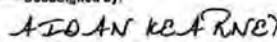
DocuSigned by:

Aidan Kearney
C372E04D9E32C4EF

EXHIBIT 10

Excerpts of Transcript of
January 12, 2021 Hearing

STATE OF RHODE ISLAND

ORIGINAL

ASHLEY ST. ANGELO)
)
)
VS.) CIVIL ACTION NO: PC/2021-00224
)
)
AIDAN KEARNEY, ET AL)

HEARD BEFORE ASSOCIATE JUSTICE MELISSA E. DARIGAN ON:

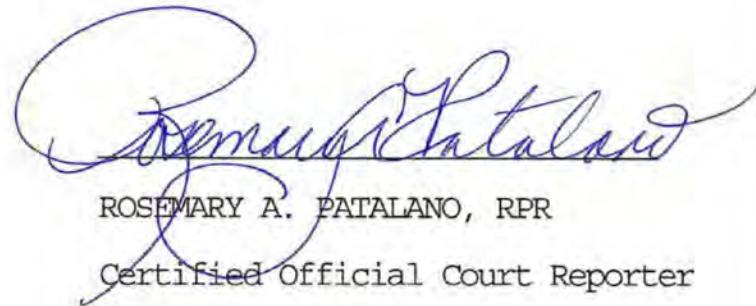
TUESDAY, JANUARY 12, 2021

APPEARANCES:

ASHLEY ST. ANGELO, PRO SE

C E R T I F I C A T I O N

I, Rosemary A. Patalano, hereby certify that the
succeeding pages, 1 through 15, inclusive, are a true and
accurate transcript of my stenographic notes.



A handwritten signature in blue ink, appearing to read "Rosemary A. Patalano".

ROSEMARY A. PATALANO, RPR

Certified Official Court Reporter

1

TUESDAY, JANUARY 12, 2021

2

AFTERNOON SESSION

3

THE CLERK: The case before this Court is Ashley St. Angelo, as parent of Anthony St. Angelo, versus Aidan Kearney and Julianne Kearney. Last name is spelled K-E-A-R-N-E-Y.

7

Ms. St. Angelo, please raise your right hand.

8

(Plaintiff duly sworn by the clerk)

9

THE CLERK: Thank you.

10

11

Please state your name for the record and spell your first and last name.

12

13

MS. ST. ANGELO: Ashley Marie St. Angelo:
A-S-H-L-E-Y; and then it's S-T period; A-N-G-E-L-O.

14

15

THE COURT: So, you're here asking to waive the filing fee so you can bring a complaint against these named defendants?

17

MS. ST. ANGELO: Correct.

18

19

And their -- their blog also. It's called Turtleboy Sports in --

20

COURT REPORTER: I'm sorry?

21

MS. ST. ANGELO: It's in Mass --

22

COURT REPORTER: I didn't hear you.

23

24

MS. ST. ANGELO: Their blog also. It's called Turtleboy Sports. "Turtleboy" is one word.

25

THE COURT: Well, I don't know if you can sue a

1 blog.

2 MS. ST. ANGELO: I am not looking to sue, Your
3 Honor. I am looking to have them take the defamatory
4 speech down that's inciting violence towards me and my
5 son.

6 And as you know, Your Honor, I have been before you
7 before. And I have always been truthful. And the other
8 issue has been resolved without problem since. I am
9 looking basically, Your Honor, to do the same thing.

10 If you read the statement, I don't mind if you read
11 the statement, it will take a moment, but I have some law
12 I'd like to --

13 THE COURT: All right.

14 MS. ST. ANGELO: Unfortunately, again, everything is
15 on my phone. I apologize. I don't want to --

16 THE COURT: Well, I am not going to grant any -- any
17 substantive relief today. The only thing that is before
18 me today --

19 MS. ST. ANGELO: I'm just looking to have them stop
20 contacting me and take the false information down off
21 their websites.

22 The discrimination, the -- the referring to me as --
23 sexual discrimination as a "BLT123" and a "he", which I
24 don't know what that's about, the BLT123.

25 THE COURT: Give me a minute to --

1 MS. ST. ANGELO: Sure.

2 THE COURT: -- review this.

3 (Pause)

4 THE COURT: So, Ms. St. Angelo, your complaint
5 involves an awful lot. Have you --

6 This is something you might want to seek out an
7 attorney.

8 MS. ST. ANGELO: I would, honest to God, I can't
9 even afford my own expenses.

10 THE COURT: I know that. But I'm going to give you
11 a phone number for the Rhode Island Bar Association.

12 MS. ST. ANGELO: I did speak to them before coming
13 here today.

14 THE COURT: You did?

15 MS. ST. ANGELO: Yes.

16 THE COURT: They do have an LGBTQ committee. Did
17 anyone mention that to you?

18 MS. ST. ANGELO: No.

19 THE COURT: When you called the bar association,
20 what happened?

21 MS. ST. ANGELO: They said that they're going to
22 refer me to several pro bono lawyers, but they don't
23 handle cases like this.

24 THE COURT: Exactly. They don't. But a pro bono
25 lawyer means a free lawyer.

1 MS. ST. ANGELO: Correct.

2 THE COURT: So, did you get any names from them?

3 MS. ST. ANGELO: I called several different ones
4 that they gave me, but none of them handle a case like
5 this.

6 This is my problem. I was told by the police
7 officer in Massachusetts to highly recommend coming to
8 get a restraining order against them. They keep calling
9 me and trying to get me to go on their live show, which I
10 am expecting if I had done that, they would destroy me
11 even more. All their words are defamatory, okay? One
12 moment.

13 THE COURT: So, you're looking for a restraining
14 order? See, I was not aware that you were looking for a
15 restraining order today. I thought you were just looking
16 for the ability to file -- to file. So, let me just get
17 up to speed.

18 MS. ST. ANGELO: No, I am looking for a restraining
19 order.

20 THE COURT: So, you'd like a restraining order
21 against Aidan and Julianne Kearney to prevent them from
22 what? To stop them from what?

23 MS. ST. ANGELO: Having these people calling me.
24 The violence. The posts that they put, basically says
25 that I starve my daughter, I abuse my wife and daughter,

1 my son, abuse my wife and daughter. I'm getting
2 threatening phone calls. I would change the number
3 except the whole world knows the number.

4 My son is getting harassed online because of these
5 people. They're calling me crushed turtles. That's what
6 they keep calling us, crushed turtles. I don't know what
7 that expression means, but it's all related to their
8 Turtleboy website, that we will get crushed by their
9 website.

10 And all their information is defamatory. Freedom of
11 speech --

12 THE COURT: All right.

13 MS. ST. ANGELO: I will go to --

14 THE COURT: Ms. St. Angelo, I am going to stop you
15 because I am aware, I am aware of the fighting words.
16 And I am aware --

17 MS. ST. ANGELO: That's what I was going to --

18 THE COURT: I am aware of that.

19 I am going to grant a limited restraining order
20 today.

21 MS. ST. ANGELO: Okay.

22 THE COURT: All right? Because this requires --
23 this requires a lot more time.

24 MS. ST. ANGELO: I apologize. I never give you an
25 easy case.

1 THE COURT: And it requires an opportunity for the
2 defendant to appear.

3 MS. ST. ANGELO: Right.

4 Also, a lot of evidence that I would have to bring
5 in to you.

6 THE COURT: Yes, there's a lot here.

7 MS. ST. ANGELO: Oh, yeah.

8 My main goal for today, Your Honor, is that they
9 don't call me. Those come down for the ten days. The
10 YouTube video and their -- and their four posts come down
11 for the ten days. And if you agree that they were in the
12 right, they can place them back up, and I will seek
13 further measures thereon after.

14 But I am looking for, until the case is heard, for
15 this to come down. Because these are the reasons we are
16 getting these harassing phone calls. People on blogs
17 are reading their blog, they're calling us. I have
18 gotten calls from Canada, Texas, California, with
19 threats. I've got Facebook threats left and right that
20 they're going to come to my house and shoot me because of
21 stuff like this. And it's all --

22 It's all a lie. I proved to the gentleman it's all
23 a lie. And he told me if I don't go on a live broadcast,
24 he ain't taking it down, tough.

25 THE COURT: So, I have almost no evidence in front

1 THE COURT: Clerk's office and then do what they
2 tell you to do.

3 MS. ST. ANGELO: I trust you know me. I have always
4 been honest with you.

5 THE COURT: You have been very candid with the
6 Court. That's for sure.

7 MS. ST. ANGELO: Thank you, Your Honor.

8 THE COURT: All right, Miss. We'll see you -- we'll
9 see you in a week and-a-half.

10 MS. ST. ANGELO: Thank you.

11 Have a good afternoon.

12 THE CLERK: You, too.

13 THE COURT: Okay.

14 (Matter concluded)

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EXHIBIT 11

Excerpts of Transcript of
April 7, 2021 Hearing

1 STATE OF RHODE ISLAND
2 PROVIDENCE, Sc. SUPERIOR COURT
3
4

5 ASHLEY & ANTHONY R. ST.)
6 ANGELO)
7 VS.) Pc-2021-00224
8 AIDAN & JULIANNE KEARNEY,)
9 TURTLE BOY SPORTS)

10
11 HEARD BEFORE
12 THE HONORABLE JUSTICE MELISSA DARIGAN
13 ON APRIL 7, 2021
14
15
16
17

18 APPEARANCES:
19
20 ASHLEY ST. ANGELO..... PRO SE
21
22
23
24 ELLEN McNAMARA, RPR
25 COURT REPORTER

C E R T I F I C A T I O N

I, **ELLEN McNAMARA**, hereby certify that the
succeeding pages **1** through **70**, inclusive, are a true and
accurate transcript of my stenographic notes.

McNamara

ELLEN McNAMARA, RPR
Court Reporter

1

Wednesday, April 7, 2021

AFTERNOON SESSION

3 THE CLERK: The case before this Court is Ashley St.
4 Angelo versus Aidan Kearney and Julianne Kearney. This
5 is PC-2021-00224.

6 Ms. St. Angelo, please raise your right hand.

ASHLEY ST. ANGELO, duly sworn

8 THE CLERK: Please state your name for the record,
9 and spell your first and last name.

10 MS. ST. ANGELO: Ashley Marie St. Angelo
11 A-S-H-L-E-Y, space, S-T. A-N-G-E-L-O.

12 THE CLERK: Mr. Kearney, please raise your right
13 hand.

14 | **AIDAN KEARNEY**, duly sworn

15 THE CLERK: Please state your full name and spell
16 your first and last name for the record.

17 MR. KEARNEY: Aidan, A-I-D-A-N, K-E-A-R-N-E-Y.

18 THE CLERK: Did you say A-

19 MR. KEARNEY: A-I-D-A-N.

20 THE COURT: Sir, how do you pronounce your last
21 name?

22 MR. KEARNEY: Kearney.

23 THE COURT: I want to make sure I'm pronouncing it
24 right.

25 MR. KEARNEY: Your Honor, my wife is -- she's having

1 further about confidential communications that you have
2 had with attorneys.

3 MS. ST. ANGELO: If you'd like the attorney's
4 information, I'm more than happy to give it to you. You
5 can verify he asked, as well as I am, for an extension.
6 It's not to prolong this situation, Your Honor. It's
7 just to protect myself.

8 THE COURT: Well, again, it would have been more
9 helpful to have this information or to have this request
10 more than 24 hours in advance of the hearing so that
11 Mr. Kearney didn't have to drive down here today.

12 MS. ST. ANGELO: I agree, Your Honor, but I did not
13 hear from the attorney until this afternoon. And had I
14 known prior to, I absolutely would have made the Court
15 aware more than 24 hours' notice. I'm not the type of
16 person to disrespect Mr. Kearney, his time, you know, his
17 gas and everything else. I am not type of the person to
18 disrespect that. Because I haven't heard from the
19 attorney until yesterday when I sent the e-mail, and I
20 did hear from him this morning.

21 THE COURT: You can take a sit for right now.

22 MS. ST. ANGELO: Sure. Thank you.

23 THE COURT: So this is what I had hoped to
24 accomplish today. So Ms. St. Angelo came to this Court
25 in early January on a complaint against Aidan and

1 Julianne Kearney, as well as something called Turtleboy
2 Sports.

3 The complaint generally alleges harassment, but as I
4 understand the complaint, most if not all of the alleged
5 harassment is taking place online.

6 MS. ST. ANGELO: Correct.

7 THE COURT: Because the allegation relates to words
8 spoken or words written, material published, this is a
9 little more complicated than what I would call the usual
10 neighbor dispute or interpersonal issues of people not
11 being able to get along with each other. I am happy to
12 hear that you have an attorney in the wings and I really
13 hope that an attorney does step in, because one of the
14 things that I really need to happen in this case is I
15 need -- not I need, the plaintiff, you need to keep this
16 case alive and going forward. You are going to -- I'm
17 going to need you to provide an amended complaint that
18 details exactly and clearly what your claims are against
19 these defendants --

20 MS. ST. ANGELO: Sure.

21 THE COURT: -- including as exhibits to the
22 complaints the material that you contend are harassment,
23 defamatory, whatever the theories of the case are going
24 to be.

25 Perhaps we can clear up one thing right now, and

1 that has to do with Julianne Kearney.

2 Do you have a claim against her specifically as to
3 conduct that you allege she has committed or done?

4 MS. ST. ANGELO: She -- she is part owner of the
5 website, so I included both. So I'm not sure who is
6 typing, what information is being brought by either
7 party. So as being co-owner of the website, that is why
8 I brought the claim against her as well.

9 THE COURT: And as you're standing here right now,
10 it would be your intention to pursue a claim against her.

11 MS. ST. ANGELO: Yes.

12 THE COURT: Ms. St. Angelo, has there been any
13 interpersonal interaction between you and Mr. Kearney or
14 Mrs. Kearney --

15 MS. ST. ANGELO: Yes.

16 THE COURT: -- in terms of texts, phone calls,
17 e-mails?

18 MS. ST. ANGELO: Yes.

19 THE COURT: There have been.

20 MS. ST. ANGELO: Yes.

21 THE COURT: What's the nature of those interactions?

22 MS. ST. ANGELO: I don't have them with me, Your
23 Honor, I apologize, because I'm waiting for the attorney.
24 He's got the documents.

25 If you want, I can look them up right now.

1 an active restraining against order him. There's a
2 warrant out for his arrest. And I am forced to drive
3 across state lines during a pandemic because I am a
4 defendant in this case, as if I have done anything wrong.
5 Especially my wife, who is completely innocent in this
6 case, and is 100 percent a victim. It is morally
7 reprehensible what is happening now and just absolutely
8 awful.

9 And there's so much more to this, what this person
10 has done, that I have barely even scratched the surface,
11 but I think you get the point.

12 THE COURT: I get the point, and I also get the
13 point that Ms. St. Angelo has many, many of the same
14 concerns and statements about you, all of which are going
15 to be sorted out.

16 So you did have some options, Mr. Kearney. You
17 could have hired a lawyer. You could have filed a motion
18 to dismiss. There's a lot of things that you could have
19 done. You didn't do them --

20 MR. KEARNEY: I can't afford a lawyer.

21 THE COURT: -- that's fine. This is what we're
22 going to do now, because there is a whole lot to both
23 sides of the story. A whole lot, a whole lot that I
24 don't understand, and a whole lot that I'm going to need
25 to understand, but it's the plaintiff's case, so the

1 plaintiff is going to start first by getting this case in
2 order.

3 MS. ST. ANGELO: If I may, Your Honor. If I may?

4 First of all, everything he stated is inaccurate,
5 but he also stated he didn't post my name, address or
6 phone number. I do have a video showing that he has.

7 Okay. I have been accused of all this through the police
8 department when I went to go serve a restraining order to
9 him they refused to serve. There's a lot more to this
10 case.

11 I've been -- I've got verifiable information that
12 when things don't go his way he posts fake blogs to cover
13 and protect himself. I've got evidence of that. Just
14 the same of what he's accusing me, I've got evidence that
15 he has done that to people in the past.

16 This has already gone far and beyond without my
17 attorney present. Just the same, I can verify everything
18 that I have stated is true. I'm getting a lawyer to
19 represent me to make sure that information that's not
20 relevant to this case is not provided.

21 THE COURT: All right. This is what we're going to
22 do, we're going to -- basically, we're going to start
23 this case over --

24 MS. ST. ANGELO: Okay.

25 THE COURT: -- because the complaint as it currently

1 stands now is just insufficient for me to address
2 anything on a substantive level.

3 MS. ST. ANGELO: Okay.

4 THE COURT: So I'm going to give the plaintiff --

5 MS. ST. ANGELO: And I may also want to add, Your
6 Honor, he knew about the court date that he was supposed
7 to appear for. Prior to being served, I've got a video
8 of that, that was a date that he went to Leominster
9 courthouse to get his restraining order versus showing up
10 here that he knew was a hearing date to arrive for.

11 So he filed a revenge restraining order, lied to the
12 Judge. I can't proof that at this point, and that's
13 another case that doesn't belong here, and he got his
14 restraining order. But he maliciously did that on the
15 day that he was supposed to be here.

16 THE COURT: I know that there are some questions
17 about service on Mr. and Mrs. Kearney, how service was
18 made, when it was made. I know that service was made
19 eventually and finally through the Rhode Island Sheriff's
20 Department with their corresponding unit in
21 Massachusetts. I'm not going to look back as to all of
22 the travel from the start. We're going to hit the reset
23 button on this case as of today. And that is what we're
24 going to do.

25 MR. KEARNEY: Your Honor, if I could add just one

1 more thing. In the police report, the Holden police
2 report, which I did submit as evidence, they specifically
3 say in here, Ashley, when he applied for the -- on his
4 affidavit that he provided to this Court, he says that
5 the Holden police instructed him to attempt to get a
6 restraining order. The Holden police saw this, and
7 specifically in their report say that that is a bold-face
8 lie. That they never ever told him to do that. He made
9 that up. So he lied on the police report. In Court,
10 when I got my restraining order against him, his argument
11 to the Judge was that the Holden police are also a lie.
12 So everybody is lying here except for Ashley St. Angelo.

13 THE COURT: Maybe everybody is lying. Maybe nobody
14 is lying. I don't know. What I do know is I, myself
15 called the Holden Police Department three times to find
16 out about service in this case and not once did I have
17 the courtesy of a return phone call. So I don't think
18 all that highly of the police department, when they don't
19 return a phone call of a Justice of another court
20 corresponding --

21 MR. KEARNEY: I would like to speak to the police
22 about that.

23 THE COURT: No. Done. Like three months ago. And
24 that's why service went through the Rhode Island
25 Sheriff's Department because the Holden Police Department

1 failed to respond to me. Three phone calls.

2 MR. KEARNEY: Okay. The Holden police, when I spoke
3 to them, they said that they did contact the Court about
4 specifically the fact that they did not instruct Ashley
5 to come down here, and that they had called, but it
6 didn't matter.

7 THE COURT: They didn't talk to this Court. I don't
8 know what Court they were talking to. It wasn't me.

9 So in any event --

10 MR. KEARNEY: Could I have them contact you?

11 THE COURT: No. I'm done with the Holden Police
12 Department. The Holden Police Department has absolutely
13 nothing to do with this case at this point.

14 MR. KEARNEY: They do.

15 THE COURT: Not with this case, they don't.

16 MR. KEARNEY: I mean, this -- specifically about
17 this case, this police report is --

18 THE COURT: The Holden Police Department does not
19 have a role in this case at this time. If they end up
20 being a witness for you at the time of the hearing, we'll
21 deal with that when that happens.

22 All right. Ms. St. Angelo.

23 MS. ST. ANGELO: Yes, Your Honor.

24 THE COURT: I am going to order you to file an
25 amended affidavit in this case --

1 MS. ST. ANGELO: Correct.

2 THE COURT: -- that details all of your allegations
3 and claims against these defendants, whether it's
4 Mr. Kearney, Mrs. Kearney or some business entity that he
5 or they run --

6 MS. ST. ANGELO: Okay.

7 THE COURT: -- by May 7th.

8 MS. ST. ANGELO: Okay. I don't have a pen. I
9 apologize. I have one. I apologize. I have one.

10 THE COURT: So May 7th for the plaintiff to file an
11 amended complaint.

12 THE CLERK: I'll give you more paper.

13 MR. KEARNEY: Do you want me to submit any of this
14 as evidence?

15 THE COURT: Hang on, Mr. Kearney.

16 When the amended complaint is served on the
17 defendant --

18 THE CLERK: Ms. St. Angelo, the Judge is speaking to
19 you.

20 MS. ST. ANGELO: I apologize, Your Honor. What was
21 that?

22 THE COURT: So the amended complaint must be filed
23 by May 7th.

24 MS. ST. ANGELO: Yes. May I ask, Your Honor, just
25 what specifically did you say you wanted me to write on

1 the amended complaint or how you wanted it written,
2 please?

3 THE COURT: You have an attorney. Your attorney
4 will know what to do.

5 MS. ST. ANGELO: Okay.

6 THE COURT: But I need an amended complaint that
7 clearly sets forth what your claims are, against who and
8 what the basis is for the claim. Again, if you have an
9 attorney and that attorney actually enters an appearance
10 in this case, then that attorney will know what to do.

11 This deadline of May 7th applies whether you have an
12 attorney or not.

13 MS. ST. ANGELO: Okay.

14 THE COURT: And if the attorney that you're talking
15 with, if that falls through, then the burden is going to
16 be on you to figure out an amended complaint.

17 MS. ST. ANGELO: Sure.

18 THE COURT: That amended complaint is going to need
19 to be served on all of the defendants.

20 MS. ST. ANGELO: Okay.

21 THE COURT: So I'm going to have --

22 MS. ST. ANGELO: I apologize.

23 THE COURT: I'm going to allow you to serve them by
24 regular mail and certified mail, return receipt
25 requested.

1 MS. ST. ANGELO: Okay.

2 THE COURT: Again, if you have an attorney, the
3 attorney will know exactly what you have to do. If you
4 don't have an attorney and you're going to remain
5 self-represented, you are going to have to figure that
6 out. But I am going to permit service to be made by
7 regular and certified mail, in accordance with Rule 4 of
8 the Rules of Civil Procedure, since the defendants live
9 in Massachusetts.

10 Under our rule the defendants have 20 days to
11 respond to that complaint.

12 MR. KEARNEY: What did you mean by that, "respond"?
13 Like --

14 THE COURT: You can either answer the complaint --

15 MR. KEARNEY: In writing?

16 THE COURT: In writing or you can file a motion to
17 dismiss. I would encourage you, sir, to seek out counsel
18 on this case.

19 MR. KEARNEY: I --

20 THE COURT: It is not going to be an easy case for
21 someone without legal training to handle.

22 MR. KEARNEY: I can't afford counsel, so. I've been
23 through a dozen of these restraining hearings so --

24 THE COURT: Hang on. Don't interrupt.

25 MR. KEARNEY: I'm going to represent myself. I

1 I's, cross the T's a little bit more than what we have
2 been able to flesh out here today.

3 And I will see the parties on Webex for a review on
4 April 29 at 11:00 a.m. As I said, you will get an
5 invitation to that appearance from me probably a couple
6 of days beforehand. And hopefully we'll use that time to
7 solidify, confirm the agreement and the settlement. And
8 if there is no agreement and settlement, then I will lay
9 out the date for the forward travel of this case, and
10 we'll go from there. It will be not a hearing if -- it's
11 more a status conference than anything else.

12 All right. I'm going to let our court reporter go,
13 she was supposed to leave 25 minutes ago, and I'm going
14 to recess for the day. And our court personnel here will
15 get you the document that you need, and you can both be
16 on your way.

17 MS. ST. ANGELO: Thank you, Your Honor.

18 THE COURT: You're welcome.

19 (Proceedings adjourned at 4:19 p.m.)

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**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

**ASHLEY ST. ANGELO, PPA
ANTHONY ST. ANGELO,**

:
:
:
Plaintiff, : **CASE NO. PC-2021-0224**
:
:

v. :

**AIDAN KEARNEY AND JULIANNE
KEARNEY,**

:
:
:
Defendants. :
:

**DEFENDANT AIDAN KEARNEY'S MOTION TO DISMISS
FOR LACK OF PERSONAL JURISDICTION
AND FAILURE TO STATE A CLAIM FOR RELIEF**

Pursuant to Rhode Island Superior Court Rules of Civil Procedure 12(b)(2) and 12(b)(6).

Defendant, Aidan Kearney, moves this Court to dismiss this action because Plaintiff failed to establish personal jurisdiction over Defendant and has failed to state a claim for relief,

This case concerns a series of news articles written by Mr. Kearney after he became aware of a matter of public concern pertaining to Plaintiff. Mr. Kearney has no contacts with Rhode Island other than these articles.

The fact that this case exists, at all, is Constitutionally misplaced. If such a case can proceed, then if the Boston Globe writes a story about Whitey Bulger, and Mr. Bulger prefers to have his misdeeds hidden from the public, he can bring this kind of harassing action not only against the author of the Globe piece, but against the author's spouse.

This is not the kind of thing that the civil harassment statute was designed for. If Ms. St. Angelo believes that the news reports about her are defamatory, then she has a remedy – a civil defamation claim. But, a claim that journalism can subject the author to a restraining order should find no oxygen at all.

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This motion should not be necessary. The Court has already found that Ms. St. Angelo fails to state a claim for relief in her Complaint. (*See* excerpts of transcript of April 7, 2021 hearing [“Apr. 7 Trans.”], attached as Exhibit 1, at 6:15-24 (Court telling Ms. St. Angelo “I’m going to need you to provide an amended complaint that details exactly and clearly what your claims are against these defendants … including as exhibits to the complaints the material that you contend are harassment, defamatory, whatever the theories of the case are going to be”); *id.* at 18:21-19:2 (Court stating that “the complaint as it currently stands now is just insufficient for me to address anything on a substantive level”); *id.* at 23:6-8 (Court stating that “I need an amended complaint that clearly sets forth what your claims are, against who and what the basis is for the claim”.) This is why the Court said “[w]e’re going to hit the reset button on this case as of today” (*id.* at 19:22-24), and ordered Ms. St. Angelo to file an amended complaint by May 7, 2021. (*id.* at 21:24-22:11.) Despite explicitly finding that Ms. St. Angelo’s complaint is fatally defective and that it could make no substantive findings based on its threadbare allegations, the Court has now apparently revived this pleading and is even willing to enter a preliminary injunction based on it. This is not permissible, and Ms. St. Angelo’s claims (such as they are) should be dismissed. Most certainly, an injunction should not issue on a claim that even the Court could not untangle nor interpret.

STANDARD OF LAW

1. Every defense, in law or fact, to a claim for relief in any pleading, whether a claim, counterclaim, crossclaim, or third-party claim, shall be asserted in the responsive pleading thereto if one is required, except that, *inter alia*, lack of jurisdiction over the person and failure to state a claim upon which relief can be granted may be raised by motion. R.I. Sup. Ct. R. Civ. Pro. 12(b)(2) & 12(b)(6).

PERSONAL JURISDICTION STANDARDS

2. “As interpreted by this Court, [R.I. Gen. Laws] §9-5-33(a) permits the exercise of jurisdiction over nonresident defendants to the fullest extent allowed by the United States

Constitution.” *Rose v. Firststar Bank*, 819 A.2d 1247, 1250 (R.I. 2003) (citing *McKenney v. Kenyon Piece Dye Works, Inc.*, 582 A.2d 107, 108 (R.I. 1990)).

3. “To ensure constitutional due process to a nonresident defendant, certain minimum contacts with the forum state are required ‘such that the maintenance of the suit does not offend “traditional notions of fair play and substantial justice.’” *Kalooski v. Albert-Frankenthal AG*, 770 A.2d 831, 832-33 (R.I. 2001) (quoting *International Shoe Co. v. Washington*, 326 U.S. 310, 316 (1945)).

4. To establish minimum contacts, a “defendant’s conduct and connection with the forum state must be... such that he should reasonably anticipate being hauled into court...” in that state. *World-Wide Volkswagen Corp. v. Woodson*, 444 U.S. 286, 297 (1980). This requires “That there be some act by which the defendant purposefully avails itself of the privilege of conducting activities within the forum state, thus invoking the benefits and protections of its laws.” *Id.*

5. Jurisdiction in this forum over a nonresident defendant requires both that the complainant allege facts sufficient to satisfy the requirements of Rhode Island's “long-arm” statute, and that the court's exercise of personal jurisdiction comports with the requirements of constitutional due process. *McKenney v. Kenyon Piece Dye Works, Inc.*, 582 A.2d 107, 108 (R.I. 1990).

A. General Jurisdiction

6. When its contacts with a state are continuous, purposeful, and systematic, a nonresident defendant will subject itself to the general jurisdiction of that forum's courts with respect to all claims, regardless of whether they relate to or arise out of the nonresident's contacts with the forum. *International Shoe Co.*, 326 U.S. at 318.

B. Specific Jurisdiction

7. To sustain such specific jurisdiction, “all that need be shown is a ‘relationship among the defendant, the forum, and the litigation.’” *Ben's Marine Sales v. Sleek Craft Boats*, 502 A.2d 808, 812 (R.I. 1985) (quoting *Helicopteros Nacionales de Colombia, S.A. v. Hall*, 466 U.S. 408, 414 (1984)).

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8. There must be “some act by which the defendant purposefully avails itself of the privilege of conducting activities within the forum state, thus invoking the benefits and protections of its laws.” *Maryland Central Collection Unit v. Board of Regents for Education of the University of Rhode Island*, 529 A.2d 144, 151 (R.I. 1987) (quoting *Hanson v. Denckla*, 357 U.S. 235, 253 (1958)).

9. To ensure constitutional due process to a nonresident defendant, certain minimum contacts with the forum state are required “such that the maintenance of the suit does not offend ‘traditional notions of fair play and substantial justice.’” *Kalooski v. Albert-Frankenthal AG*, 770 A.2d 831, 832-33 (R.I. 2001). In determining whether litigation in the forum state offends traditional notions of fair play and substantial justice, courts look to the “so-called ‘[G]estalt factors’ to determine whether the exercise of personal jurisdiction is reasonable[.]” *Cerberus Partners, L.P. v. Gadsby*, 836 A.2d 1113, 1121 (R.I. 2003). However, the Gestalt factors should only be considered after the defendant has purposefully established minimum contacts in the forum state. *Id.*

FAILURE TO STATE A CLAIM STANDARDS

10. A complaint must give fair and adequate notice of the plaintiff’s claim, but need not contain a “high degree of factual specificity.” *Hyatt v. Village House Convalescent Home, Inc.*, 880 A.2d 821, 824 (R.I. 2005). The complaint here does not do so.

ANALYSIS

A. General Personal Jurisdiction

11. Plaintiff does not appear to claim that general jurisdiction exists. Plaintiff has not established that Defendant has had sufficient forum-based contacts to permit a finding of general jurisdiction.

12. Defendant has rarely been to the state of Rhode Island, and even then only occasionally, visiting beaches and tourist attractions, nor does defendant conduct business in the state of Rhode Island. (Declaration of Aidan Kearney [“Aidan Decl.”], attached as **Exhibit 2**, at ¶¶ 4-5.)

13. Defendant is a resident of the Commonwealth of Massachusetts. (*Id.* at ¶ 6.)
14. Defendant maintains a website, which can be assessed from anywhere in the world, but he does not conduct any advertising targeted directly at Rhode Island. (*Id.* at ¶ 10.)

B. Specific Personal Jurisdiction

15. Defendant never purposely availed himself of the forum of Rhode Island. (*Id.* at ¶¶ 4-5, 10.)

16. Plaintiff's alleged injuries arise out of publications in Massachusetts. There are no allegations that Defendant was specifically targeting Plaintiff as opposed to reporting on a public controversy that incidentally included a Rhode Island resident, and there are no allegations that any alleged harm was felt primarily (or at all) in Rhode Island.

17. This is not the first time a censorship-minded plaintiff has sued the Turtleboy publications in Rhode Island. *Narcisi v. Turtleboy Dig. Mktg.*, LLC, No. 1:19-CV-00329-MSM-PAS, 2020 U.S. Dist. LEXIS 160630 (D.R.I. Sep. 3, 2020). In *Narcisi*, the District of Rhode Island correctly analyzed an almost identical situation and found that there was no jurisdiction over the publication or the author, Mr. Kearney. The *Narcisi* analysis clearly applies to Mr. Kearney here, and Plaintiff's claims (to the extent she has asserted any) should be dismissed.

18. In *Broadvoice, Inc. v. TP Innovations LLC*, 733 F. Supp. 2d 219 (D. Mass. 2010), the court found personal jurisdiction did not exist over a nonresident defendant who had created a website that attacked a business and its officers. The court found the website did not establish purposeful availment for the personal jurisdiction test, noting that the "defamatory website was aimed at Massachusetts only in the sense that it could be accessed by Massachusetts residents – (along with the rest of the world). [Defendant] did nothing to incite residents of Massachusetts – as opposed to the world at large – to take up arms against Broadvoice. Nor do [plaintiffs] even allege that [defendants] intended that 'the brunt of the harm' be felt in Massachusetts." *Id.* at 226 (quoting *Calder v. Jones*, 465 U.S. 783 at 789-90 (1984)).

19. Defendant's only connection to Rhode Island is that his websites are just as accessible in Rhode Island as they are in any other place in the world. Neither the complained-of statements nor Defendant's use of the internet to publish them were focused on Rhode Island.

FAILURE TO STATE A CLAIM

20. A complaint must give fair and adequate notice of the plaintiff's claim, but need not contain a "high degree of factual specificity." *Hyatt v. Village House Convalescent Home, Inc.*, 880 A.2d 821, 824 (R.I. 2005).

21. Ms. St. Angelo's complaint fails to state a claim for relief. It does not identify any causes of action, does not identify any kind damages resulting from Defendant's alleged actions, and does not seek any relief other than a restraining order, with no underlying statutory nor common law basis for it.

22. Interpreted charitably, Ms. St. Angelo appears to wish to assert a claim for defamation, based on the allegation that Defendants made "false claims of using my ex-wife's social security number [and] claiming I am using false means to profit from my daughter's disappearance." Ms. St. Angelo also stated during the January 12, 2021 hearing in this action that "[a]ll their words are defamatory, okay ... all their information is defamatory." (Excerpts of transcript of January 12, 2021 hearing ["Jan. 12 Trans."], attached as **Exhibit 3**, at 4:8-11 and 4:23-5:10.)

23. An action for defamation requires a showing of "(1) the utterance of a false and defamatory statement concerning another; (2) an unprivileged communication to a third party; (3) fault amounting to at least negligence; and (4) damages" *Cullen v. Auclair*, 809 A.2d 1107, 1110 (R.I. 2002). Statements of pure opinion cannot be defamatory, nor can conclusions based on disclosed, non-defamatory facts, no matter how objectionable or unreasonable. *Beattie v. Fleet Nat'l Bank*, 746 A.2d 717, 721-23 (R.I. 2000).

24. Though Ms. St. Angelo does not identify the allegedly defamatory statements or provide the context of their surrounding publication, her complaint admits that Defendants' alleged

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statements were made in reliance on representations from Ms. St. Angelo's daughter about Ms. St. Angelo, which are not alleged to be false or defamatory.

25. Ms. St. Angelo also provides conclusory statements to the effect that Defendants harassed her by "calling me out for being transgender," and "incited violence towards my self and my son both online and in person," potentially claiming incitement to violence or harassment,¹ but does not provide a single fact in support of these claims or identify even the gist of these alleged statements. Ms. St. Angelo refers to "rocks, bricks, eggs, and so on," but does not claim Defendants did anything with such objects.

26. Ms. St. Angelo alleges Defendants published her phone number as well as an email she sent to Defendants, which sounds like an attempt to allege an invasion of privacy claim. But there is no allegation that Ms. St. Angelo suffered any damages from this conduct or that this information was non-public.

27. The Court has already found that Ms. St. Angelo fails to state a claim for relief in her Complaint and instructed Ms. St. Angelo to file an amended complaint curing its defects. (See Exhibit 1 at 6:15-24, 18:21-19:2, 23:6-8, and 21:24-22:11.)

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¹ Plaintiff has not alleged a statutory claim of harassment. Although this Court has heard cases sounding in harassment, the Supreme Court of Rhode Island has not yet outlined the contours of a common law cause of action for harassment or asserted that the criminal prohibition of harassment contains a private right of action. However, the statutory analogs must be relied upon for purposes of this motion.

CONCLUSION

28. WHEREFORE Defendant requests that this Court GRANT Defendant's Motion to Dismiss for Lack of Personal Jurisdiction and for Failure to State a Claim in its entirety and with prejudice.

Respectfully submitted,

Defendant Aidan Kearney,
By his attorneys,

/s/ Sean M. McAteer
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ecf@randazza.com

Dated: May 21, 2021.

CERTIFICATE OF SERVICE

I, Sean McAteer, hereby certify that a true and correct copy of the foregoing document was served upon the Plaintiffs in the above-captioned matter by First Class Mail, postage prepaid, this 21st day of May 2021, as follows:

Ashley St. Angelo & Anthony St. Angelo
129 Roger Williams Avenue
Rumford, RI 02916

A courtesy copy of the foregoing document was served via electronic mail and First Class Mail, postage prepaid, as follows:

Edward Manning
2377 Pawtucket Avenue
East Providence, Rhode Island 02914
<emanning@surfingthelaw.com>

/s/ Sean M. McAteer

Sean McAteer

Exhibit 1

Transcript of April 7, 2021

St. Angelo v. Kearney
Providence Superior Court

1 STATE OF RHODE ISLAND
2 PROVIDENCE, Sc. SUPERIOR COURT
3
4

5 ASHLEY & ANTHONY R. ST.)
6 ANGELO)
7 VS.)
8 AIDAN & JULIANNE KEARNEY,)
9 TURTLE BOY SPORTS)
Pc-2021-00224

10
11 HEARD BEFORE
12 THE HONORABLE JUSTICE MELISSA DARIGAN
13 ON APRIL 7, 2021
14
15
16
17

18 APPEARANCES:
19
20 ASHLEY ST. ANGELO..... PRO SE
AIDAN KEARNEY..... PRO SE
21
22
23
24 ELLEN McNAMARA, RPR
COURT REPORTER
25

C E R T I F I C A T I O N

I, **ELLEN McNAMARA**, hereby certify that the
succeeding pages **1** through **70**, inclusive, are a true and
accurate transcript of my stenographic notes.

McNamara

ELLEN McNAMARA, RPR
Court Reporter

1 further about confidential communications that you have
2 had with attorneys.

3 MS. ST. ANGELO: If you'd like the attorney's
4 information, I'm more than happy to give it to you. You
5 can verify he asked, as well as I am, for an extension.
6 It's not to prolong this situation, Your Honor. It's
7 just to protect myself.

8 THE COURT: Well, again, it would have been more
9 helpful to have this information or to have this request
10 more than 24 hours in advance of the hearing so that
11 Mr. Kearney didn't have to drive down here today.

12 MS. ST. ANGELO: I agree, Your Honor, but I did not
13 hear from the attorney until this afternoon. And had I
14 known prior to, I absolutely would have made the Court
15 aware more than 24 hours' notice. I'm not the type of
16 person to disrespect Mr. Kearney, his time, you know, his
17 gas and everything else. I am not type of the person to
18 disrespect that. Because I haven't heard from the
19 attorney until yesterday when I sent the e-mail, and I
20 did hear from him this morning.

21 THE COURT: You can take a sit for right now.

22 MS. ST. ANGELO: Sure. Thank you.

23 THE COURT: So this is what I had hoped to
24 accomplish today. So Ms. St. Angelo came to this Court
25 in early January on a complaint against Aidan and

1 Julianne Kearney, as well as something called Turtleboy
2 Sports.

3 The complaint generally alleges harassment, but as I
4 understand the complaint, most if not all of the alleged
5 harassment is taking place online.

6 MS. ST. ANGELO: Correct.

7 THE COURT: Because the allegation relates to words
8 spoken or words written, material published, this is a
9 little more complicated than what I would call the usual
10 neighbor dispute or interpersonal issues of people not
11 being able to get along with each other. I am happy to
12 hear that you have an attorney in the wings and I really
13 hope that an attorney does step in, because one of the
14 things that I really need to happen in this case is I
15 need -- not I need, the plaintiff, you need to keep this
16 case alive and going forward. You are going to -- I'm
17 going to need you to provide an amended complaint that
18 details exactly and clearly what your claims are against
19 these defendants --

20 MS. ST. ANGELO: Sure.

21 THE COURT: -- including as exhibits to the
22 complaints the material that you contend are harassment,
23 defamatory, whatever the theories of the case are going
24 to be.

25 Perhaps we can clear up one thing right now, and

1 that has to do with Julianne Kearney.

2 Do you have a claim against her specifically as to
3 conduct that you allege she has committed or done?

4 MS. ST. ANGELO: She -- she is part owner of the
5 website, so I included both. So I'm not sure who is
6 typing, what information is being brought by either
7 party. So as being co-owner of the website, that is why
8 I brought the claim against her as well.

9 THE COURT: And as you're standing here right now,
10 it would be your intention to pursue a claim against her.

11 MS. ST. ANGELO: Yes.

12 THE COURT: Ms. St. Angelo, has there been any
13 interpersonal interaction between you and Mr. Kearney or
14 Mrs. Kearney --

15 MS. ST. ANGELO: Yes.

16 THE COURT: -- in terms of texts, phone calls,
17 e-mails?

18 MS. ST. ANGELO: Yes.

19 THE COURT: There have been.

20 MS. ST. ANGELO: Yes.

21 THE COURT: What's the nature of those interactions?

22 MS. ST. ANGELO: I don't have them with me, Your
23 Honor, I apologize, because I'm waiting for the attorney.
24 He's got the documents.

25 If you want, I can look them up right now.

1 THE COURT: No. Hang on.

2 MR. KEARNEY: Your Honor, I have the entire e-mail
3 history, if you'd like it.

4 THE COURT: Hang on a moment.

5 MS. ST. ANGELO: For the most part, Your Honor, it's
6 generally me begging this person to take this stuff down.
7 They said send me proof. I sent proof and some
8 documentation and here is all the proof I had, and they
9 still refused to take it down. I did get an e-mail from
10 Mr. Kearney saying that if I dropped this case he would
11 take everything down. He took everything down, but I
12 didn't drop the case and I believe it's put all back up
13 already. So he asked me to drop this case and he'll take
14 everything about me down, which he did do, but currently
15 I believe it's all back up.

16 And that was against the restraining order as well,
17 Your Honor, that he has posted videos since he's been
18 served, about me and this case, which I believe is a
19 direct violation of the restraining order.

20 THE COURT: Are you alleging, Ms. St. Angelo, any
21 threat to your person?

22 MS. ST. ANGELO: We have gotten threats. We have
23 had violent action towards us, not by him, but because
24 and through him. I have a long history of over 50 texts.
25 I've had the police at the house, rocks, eggs, bricks, BB

1 an active restraining against order him. There's a
2 warrant out for his arrest. And I am forced to drive
3 across state lines during a pandemic because I am a
4 defendant in this case, as if I have done anything wrong.
5 Especially my wife, who is completely innocent in this
6 case, and is 100 percent a victim. It is morally
7 reprehensible what is happening now and just absolutely
8 awful.

9 And there's so much more to this, what this person
10 has done, that I have barely even scratched the surface,
11 but I think you get the point.

12 THE COURT: I get the point, and I also get the
13 point that Ms. St. Angelo has many, many of the same
14 concerns and statements about you, all of which are going
15 to be sorted out.

16 So you did have some options, Mr. Kearney. You
17 could have hired a lawyer. You could have filed a motion
18 to dismiss. There's a lot of things that you could have
19 done. You didn't do them --

20 MR. KEARNEY: I can't afford a lawyer.

21 THE COURT: -- that's fine. This is what we're
22 going to do now, because there is a whole lot to both
23 sides of the story. A whole lot, a whole lot that I
24 don't understand, and a whole lot that I'm going to need
25 to understand, but it's the plaintiff's case, so the

1 plaintiff is going to start first by getting this case in
2 order.

3 MS. ST. ANGELO: If I may, Your Honor. If I may?

4 First of all, everything he stated is inaccurate,
5 but he also stated he didn't post my name, address or
6 phone number. I do have a video showing that he has.

7 Okay. I have been accused of all this through the police
8 department when I went to go serve a restraining order to
9 him they refused to serve. There's a lot more to this
10 case.

11 I've been -- I've got verifiable information that
12 when things don't go his way he posts fake blogs to cover
13 and protect himself. I've got evidence of that. Just
14 the same of what he's accusing me, I've got evidence that
15 he has done that to people in the past.

16 This has already gone far and beyond without my
17 attorney present. Just the same, I can verify everything
18 that I have stated is true. I'm getting a lawyer to
19 represent me to make sure that information that's not
20 relevant to this case is not provided.

21 THE COURT: All right. This is what we're going to
22 do, we're going to -- basically, we're going to start
23 this case over --

24 MS. ST. ANGELO: Okay.

25 THE COURT: -- because the complaint as it currently

1 stands now is just insufficient for me to address
2 anything on a substantive level.

3 MS. ST. ANGELO: Okay.

4 THE COURT: So I'm going to give the plaintiff --

5 MS. ST. ANGELO: And I may also want to add, Your
6 Honor, he knew about the court date that he was supposed
7 to appear for. Prior to being served, I've got a video
8 of that, that was a date that he went to Leominster
9 courthouse to get his restraining order versus showing up
10 here that he knew was a hearing date to arrive for.

11 So he filed a revenge restraining order, lied to the
12 Judge. I can't proof that at this point, and that's
13 another case that doesn't belong here, and he got his
14 restraining order. But he maliciously did that on the
15 day that he was supposed to be here.

16 THE COURT: I know that there are some questions
17 about service on Mr. and Mrs. Kearney, how service was
18 made, when it was made. I know that service was made
19 eventually and finally through the Rhode Island Sheriff's
20 Department with their corresponding unit in
21 Massachusetts. I'm not going to look back as to all of
22 the travel from the start. We're going to hit the reset
23 button on this case as of today. And that is what we're
24 going to do.

25 MR. KEARNEY: Your Honor, if I could add just one

1 more thing. In the police report, the Holden police
2 report, which I did submit as evidence, they specifically
3 say in here, Ashley, when he applied for the -- on his
4 affidavit that he provided to this Court, he says that
5 the Holden police instructed him to attempt to get a
6 restraining order. The Holden police saw this, and
7 specifically in their report say that that is a bold-face
8 lie. That they never ever told him to do that. He made
9 that up. So he lied on the police report. In Court,
10 when I got my restraining order against him, his argument
11 to the Judge was that the Holden police are also a lie.
12 So everybody is lying here except for Ashley St. Angelo.

13 THE COURT: Maybe everybody is lying. Maybe nobody
14 is lying. I don't know. What I do know is I, myself
15 called the Holden Police Department three times to find
16 out about service in this case and not once did I have
17 the courtesy of a return phone call. So I don't think
18 all that highly of the police department, when they don't
19 return a phone call of a Justice of another court
20 corresponding --

21 MR. KEARNEY: I would like to speak to the police
22 about that.

23 THE COURT: No. Done. Like three months ago. And
24 that's why service went through the Rhode Island
25 Sheriff's Department because the Holden Police Department

1 failed to respond to me. Three phone calls.

2 MR. KEARNEY: Okay. The Holden police, when I spoke
3 to them, they said that they did contact the Court about
4 specifically the fact that they did not instruct Ashley
5 to come down here, and that they had called, but it
6 didn't matter.

7 THE COURT: They didn't talk to this Court. I don't
8 know what Court they were talking to. It wasn't me.

9 So in any event --

10 MR. KEARNEY: Could I have them contact you?

11 THE COURT: No. I'm done with the Holden Police
12 Department. The Holden Police Department has absolutely
13 nothing to do with this case at this point.

14 MR. KEARNEY: They do.

15 THE COURT: Not with this case, they don't.

16 MR. KEARNEY: I mean, this -- specifically about
17 this case, this police report is --

18 THE COURT: The Holden Police Department does not
19 have a role in this case at this time. If they end up
20 being a witness for you at the time of the hearing, we'll
21 deal with that when that happens.

22 All right. Ms. St. Angelo.

23 MS. ST. ANGELO: Yes, Your Honor.

24 THE COURT: I am going to order you to file an
25 amended affidavit in this case --

1 MS. ST. ANGELO: Correct.

2 THE COURT: -- that details all of your allegations
3 and claims against these defendants, whether it's
4 Mr. Kearney, Mrs. Kearney or some business entity that he
5 or they run --

6 MS. ST. ANGELO: Okay.

7 THE COURT: -- by May 7th.

8 MS. ST. ANGELO: Okay. I don't have a pen. I
9 apologize. I have one. I apologize. I have one.

10 THE COURT: So May 7th for the plaintiff to file an
11 amended complaint.

12 THE CLERK: I'll give you more paper.

13 MR. KEARNEY: Do you want me to submit any of this
14 as evidence?

15 THE COURT: Hang on, Mr. Kearney.

16 When the amended complaint is served on the
17 defendant --

18 THE CLERK: Ms. St. Angelo, the Judge is speaking to
19 you.

20 MS. ST. ANGELO: I apologize, Your Honor. What was
21 that?

22 THE COURT: So the amended complaint must be filed
23 by May 7th.

24 MS. ST. ANGELO: Yes. May I ask, Your Honor, just
25 what specifically did you say you wanted me to write on

1 the amended complaint or how you wanted it written,
2 please?

3 THE COURT: You have an attorney. Your attorney
4 will know what to do.

5 MS. ST. ANGELO: Okay.

6 THE COURT: But I need an amended complaint that
7 clearly sets forth what your claims are, against who and
8 what the basis is for the claim. Again, if you have an
9 attorney and that attorney actually enters an appearance
10 in this case, then that attorney will know what to do.

11 This deadline of May 7th applies whether you have an
12 attorney or not.

13 MS. ST. ANGELO: Okay.

14 THE COURT: And if the attorney that you're talking
15 with, if that falls through, then the burden is going to
16 be on you to figure out an amended complaint.

17 MS. ST. ANGELO: Sure.

18 THE COURT: That amended complaint is going to need
19 to be served on all of the defendants.

20 MS. ST. ANGELO: Okay.

21 THE COURT: So I'm going to have --

22 MS. ST. ANGELO: I apologize.

23 THE COURT: I'm going to allow you to serve them by
24 regular mail and certified mail, return receipt
25 requested.

1 MS. ST. ANGELO: Okay.

2 THE COURT: Again, if you have an attorney, the
3 attorney will know exactly what you have to do. If you
4 don't have an attorney and you're going to remain
5 self-represented, you are going to have to figure that
6 out. But I am going to permit service to be made by
7 regular and certified mail, in accordance with Rule 4 of
8 the Rules of Civil Procedure, since the defendants live
9 in Massachusetts.

10 Under our rule the defendants have 20 days to
11 respond to that complaint.

12 MR. KEARNEY: What did you mean by that, "respond"?
13 Like --

14 THE COURT: You can either answer the complaint --

15 MR. KEARNEY: In writing?

16 THE COURT: In writing or you can file a motion to
17 dismiss. I would encourage you, sir, to seek out counsel
18 on this case.

19 MR. KEARNEY: I --

20 THE COURT: It is not going to be an easy case for
21 someone without legal training to handle.

22 MR. KEARNEY: I can't afford counsel, so. I've been
23 through a dozen of these restraining hearings so --

24 THE COURT: Hang on. Don't interrupt.

25 MR. KEARNEY: I'm going to represent myself. I

Exhibit 2

Declaration of Aidan Kearney

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

ASHLEY ST. ANGELO, PPA	:	
ANTHONY ST. ANGELO,	:	
 <i>Plaintiff,</i>	:	CASE NO. PC-2021-0224
 v.	:	
 AIDAN KEARNEY AND JULIANNE	:	
KEARNEY,	:	
 <i>Defendants.</i>	:	

DECLARATION OF AIDAN KEARNEY

I, Aidan Kearney, declare:

1. I am over the 18 years of age and have never been convicted of a crime involving fraud or dishonesty. I have first-hand knowledge of the facts set forth herein, and if called as a witness could and would testify competently thereto.
2. I am a defendant in the above-captioned action, along with my wife, Julianne Kearney.
3. I make this Declaration in support of my Motion to Dismiss for Lack of Personal Jurisdiction and Failure to State a Claim for Relief, as well as my Motion to Terminate and Vacate Restraining Order, filed herewith.
4. I have rarely been to the state of Rhode Island, and even then, only occasionally, visiting beaches and tourist attractions.
5. I do not conduct business in the state of Rhode Island or have any regular presence there.
6. I am a resident of the Commonwealth of Massachusetts and do business there.
7. I operate and maintain two websites called “turtleboysports.com” and “TBDailyNews.com,” which can be assessed from anywhere in the world. There is no separate business entity that operates or maintains these websites.

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8. On these websites, I collect and comment on matters of public interest and conduct and report on investigative journalism.

9. I have used the websites to expose corruption in the Massachusetts State Police. A February 18, 2018 Boston Globe editorial credited Turtleboysports.com for breaking two stories which led to the breakup and departure of high-ranking members of the Massachusetts State Police.¹

10. Revenue from these websites is derived from placement of advertisements, just like any other news site like the Providence Journal or Boston Globe. None of the ads or promotions appearing on the websites target Rhode Island or are directed to a specific geographical community. The contents of the websites are accessible to anyone.

11. Prior to September 1, 2020, I was aware of fundraising efforts Plaintiff had made regarding her daughter allegedly going missing. I reviewed these fundraising messages and found them suspicious. My suspicions were later heightened when I saw a social media post published by Plaintiff's allegedly "missing" daughter stating she had fled her home because she had been subjected to abuse at the hands of Plaintiff and Plaintiff's son. Her older sister also published a statement claiming that she had been abused by Plaintiff and Plaintiff's son, as well. A friend of the older sister also published a statement providing details of the younger sister's abuse.

12. Upon obtaining this information, I weighed the evidence available to me and determined that the account of events provided by Plaintiff's daughters was more credible. Then, on September 1, 2020, I authored articles on my websites at the URLs <<https://tbdailynews.com/missing-east-providence-teen-posts-on-facebook-that-she-ran-away-from-abusive-transgender-father-who-is-attempting-to-profit-off-of-her-disappearance/>> and <<https://turtleboysports.com/blt-123-dad-accused-of-abusing-missing-east-providence-teenage-daughter-in-facebook-post-she-wrote-has-been-cashing-in-on-fundraiser-and-has-several-other->>

¹ "Where's the accountability of the State Police?", BOSTON GLOBE (Feb. 28, 2018), available at: <https://www.bostonglobe.com/opinion/editorials/2018/02/28/where-accountability-state-police/IZ0y2DRwGUPs5XNsoGuMoK/story.html>.

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allegations-by-family-members/>. True and correct copies of these articles are attached to my Motion to Vacate and Terminate Restraining Order as **Exhibits 5 and 6**. The articles contain screen shots demonstrating the facts on which I relied in making my statements, including the research I performed and the statements of Plaintiff's daughters and their friend.

13. On September 5, 2020, I interviewed Plaintiff's older daughter. She clarified that her sister was not missing and provided multiple reports contradicting Plaintiff's denials of abuse. The same day, I uploaded a video of this interview on the video streaming platform YouTube. The video is accessible at the URL <<https://www.youtube.com/watch?v=hTTJNAkMfE0>>.

14. Plaintiff contacted me and asked that I remove my statements about her on my websites. I did not find her denials of her daughters' claims of abuse convincing and I felt that Plaintiff was not telling me the truth. Accordingly, I did not remove the statements, as I felt it was important to let the public know about apparent child abuse and Plaintiff's attempt to profit from this abuse.

15. Plaintiff then began to harass me and my family by publishing statements under the alias "Justice League." Plaintiff falsely claimed, *inter alia*, that my wife and I sexually abuse children, published our home address, urged readers to contact my wife's employer, and posted a picture of my children with the statement "I hope these kids are not being sexually demonized by their father. Lord pray for these kids." These statements continued despite me specifically instructing "Justice League" not to contact me.

16. Due to this harassment, I contacted the Holden, Massachusetts Police Department in January 2021 and reported what Plaintiff was doing. The Holden police then contacted Plaintiff. In the police report filed by the officer who spoke with Plaintiff, the officer makes it clear that he did not advise Plaintiff to seek a restraining order against me or my wife.

17. I then published an article about this development on February 10, 2021, available at the URL <<https://turtleboysports.com/transgender-east-providence-dad-whose-daughter-alleged-he-abused-her-got-a-ro-placed-on-him-in-leominster-district-court-today-for-harassing-my-family-and-using-the-courts-to-abuse-us/>>. This article includes photographs I took of the

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Holden police report clearly displaying its text. A true and correct copy of this article is attached to my Motion to Vacate and Terminate Restraining Order as Exhibit 8.

18. Due to Plaintiff's continuing harassment, I sought a Harassment Prevention Order against Plaintiff in Leominster, Massachusetts District Court, which was granted on January 25, 2021. Photographs of this order are also included in the February 10, 2021 article.

19. The Harassment Prevention Order precluded Plaintiff from contacting me or from making statements regarding me or my family online, through text, or through email, and from contacting my wife's employer.

20. Plaintiff violated this order and was arrested by East Providence, Rhode Island. Within minutes of being arraigned on charges for doing so, Plaintiff violated the order again.

21. In writing articles about Plaintiff, I did not invite, request, or otherwise suggest that my readers communicate with Plaintiff.

22. I do not conduct any advertising targeted directly at Rhode Island.

23. I never purposely availed myself of the forum of Rhode Island.

I declare under penalty of perjury under the law of Rhode Island that the foregoing is true and correct.

Signed on 5/6/2021, at Jefferson MA.

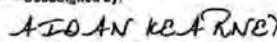
DocuSigned by:

Aidan Kearney
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Exhibit 3

Transcript of January 12, 2021

St. Angelo v. Kearney
Providence Superior Court

Case 121-CV-00261-JJM-LDA

STATE OF RHODE ISLAND

PROVIDENCE, Sc.

SUPERIOR COURT

ORIGINAL

ASHLEY ST. ANGELO)
)
)
VS.) CIVIL ACTION NO: PC/2021-00224
)
AIDAN KEARNEY, ET AL)

HEARD BEFORE ASSOCIATE JUSTICE MELISSA E. DARIGAN ON:

TUESDAY, JANUARY 12, 2021

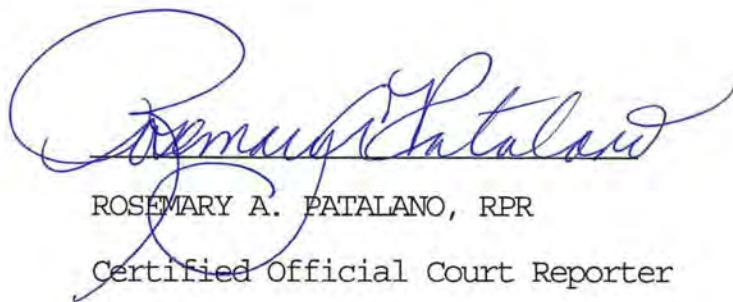
APPEARANCES:

ASHLEY ST. ANGELO, PRO SE

ROSEMARY A. PATALANO, RPR; OFFICIAL STATE COURT REPORTER

C E R T I F I C A T I O N

I, Rosemary A. Patalano, hereby certify that the succeeding pages, 1 through 15, inclusive, are a true and accurate transcript of my stenographic notes.



ROSEMARY A. PATALANO, RPR
Certified Official Court Reporter

1 MS. ST. ANGELO: Sure.

2 THE COURT: -- review this.

3 (Pause)

4 THE COURT: So, Ms. St. Angelo, your complaint
5 involves an awful lot. Have you --

6 This is something you might want to seek out an
7 attorney.

8 MS. ST. ANGELO: I would, honest to God, I can't
9 even afford my own expenses.

10 THE COURT: I know that. But I'm going to give you
11 a phone number for the Rhode Island Bar Association.

12 MS. ST. ANGELO: I did speak to them before coming
13 here today.

14 THE COURT: You did?

15 MS. ST. ANGELO: Yes.

16 THE COURT: They do have an LGBTQ committee. Did
17 anyone mention that to you?

18 MS. ST. ANGELO: No.

19 THE COURT: When you called the bar association,
20 what happened?

21 MS. ST. ANGELO: They said that they're going to
22 refer me to several pro bono lawyers, but they don't
23 handle cases like this.

24 THE COURT: Exactly. They don't. But a pro bono
25 lawyer means a free lawyer.

1 MS. ST. ANGELO: Correct.

2 THE COURT: So, did you get any names from them?

3 MS. ST. ANGELO: I called several different ones
4 that they gave me, but none of them handle a case like
5 this.

6 This is my problem. I was told by the police
7 officer in Massachusetts to highly recommend coming to
8 get a restraining order against them. They keep calling
9 me and trying to get me to go on their live show, which I
10 am expecting if I had done that, they would destroy me
11 even more. All their words are defamatory, okay? One
12 moment.

13 THE COURT: So, you're looking for a restraining
14 order? See, I was not aware that you were looking for a
15 restraining order today. I thought you were just looking
16 for the ability to file -- to file. So, let me just get
17 up to speed.

18 MS. ST. ANGELO: No, I am looking for a restraining
19 order.

20 THE COURT: So, you'd like a restraining order
21 against Aidan and Julianne Kearney to prevent them from
22 what? To stop them from what?

23 MS. ST. ANGELO: Having these people calling me.
24 The violence. The posts that they put, basically says
25 that I starve my daughter, I abuse my wife and daughter,

1 my son, abuse my wife and daughter. I'm getting
2 threatening phone calls. I would change the number
3 except the whole world knows the number.

4 My son is getting harassed online because of these
5 people. They're calling me crushed turtles. That's what
6 they keep calling us, crushed turtles. I don't know what
7 that expression means, but it's all related to their
8 Turtleboy website, that we will get crushed by their
9 website.

10 And all their information is defamatory. Freedom of
11 speech --

12 THE COURT: All right.

13 MS. ST. ANGELO: I will go to --

14 THE COURT: Ms. St. Angelo, I am going to stop you
15 because I am aware, I am aware of the fighting words.
16 And I am aware --

17 MS. ST. ANGELO: That's what I was going to --

18 THE COURT: I am aware of that.

19 I am going to grant a limited restraining order
20 today.

21 MS. ST. ANGELO: Okay.

22 THE COURT: All right? Because this requires --
23 this requires a lot more time.

24 MS. ST. ANGELO: I apologize. I never give you an
25 easy case.

1 THE COURT: And it requires an opportunity for the
2 defendant to appear.

3 MS. ST. ANGELO: Right.

4 Also, a lot of evidence that I would have to bring
5 in to you.

6 THE COURT: Yes, there's a lot here.

7 MS. ST. ANGELO: Oh, yeah.

8 My main goal for today, Your Honor, is that they
9 don't call me. Those come down for the ten days. The
10 YouTube video and their -- and their four posts come down
11 for the ten days. And if you agree that they were in the
12 right, they can place them back up, and I will seek
13 further measures thereon after.

14 But I am looking for, until the case is heard, for
15 this to come down. Because these are the reasons we are
16 getting these harassing phone calls. People on blogs
17 are reading their blog, they're calling us. I have
18 gotten calls from Canada, Texas, California, with
19 threats. I've got Facebook threats left and right that
20 they're going to come to my house and shoot me because of
21 stuff like this. And it's all --

22 It's all a lie. I proved to the gentleman it's all
23 a lie. And he told me if I don't go on a live broadcast,
24 he ain't taking it down, tough.

25 THE COURT: So, I have almost no evidence in front



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff Ashley Saint Angelo, PPA Anthony St. Angelo v. Defendant Aidan Kearney and Julianne Kearney	Civil Action File Number PC-2021-00224
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	

MUTUAL TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 05/12/2021 at 2:00PM (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

1. **The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
The Defendant's prayer for a Temporary Restraining Order is GRANTED.

2. **The Defendants, Aidan and Julianne Kearney, are hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.**
The Plaintiff, Ashley St. Angelo, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Defendants in any manner, directly or indirectly.

3. **This restraining order shall expire on 5/12/21.**

Entered as an Order of the court on 4/22/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice



STATE OF RHODE ISLAND

SUPREME COURT SUPERIOR COURT FAMILY COURT DISTRICT COURT

Providence/Bristol County or Sixth Division Washington County or Fourth Division
 Kent County or Third Division Newport County or Second Division

Plaintiff Ashley St. Angelo & Anthony St. Angelo	Civil Action File Number PC-2021-00224
Defendant Aidan Kearney & Julianne Kearney	

ENTRY OF APPEARANCE – CIVIL CASES

I hereby enter my appearance for the Plaintiff/Petitioner Defendant/Respondent
Aidan Kearney and Julianne Kearney .

/s/ Sean M. McAteer 4118
Attorney Name or Self-represented Litigant Rhode Island Bar Number

203 South Main Street, Providence, R.I. 02903

Address

401-946-9200 Cell Telephone Number
Telephone Number

summerromance@verizon.net
Email Address

April 22, 2021
Date

CERTIFICATE OF SERVICE

I hereby certify that, on the 22 day of April , 2021 :

I filed and served this document through the electronic filing system on the following parties:

The document electronically filed and served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

I served this document through the electronic filing system on the following parties:

The document electronically served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

I mailed or hand-delivered this document to the attorney for the opposing party and/or the opposing party if self-represented, whose name is Ashley St. Angelo & Anthony St. Angelo
at the following address 129 Roger Williams Avenue, East Providence, RI 02916 .

/s/ Sean M. McAteer
Name



STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff Ashley Saint Angelo, PPA Anthony St, Angelo v. Defendant Aidan Kearney and Julianne Kearney	Civil Action File Number PC-2021-00224
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	

MUTUAL TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 04/29/2021 at 11:00 (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

1. **The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
The Defendants prayer for Temporary Restraining Order is GRANTED
 2. **The Defendant, Aidan Kearney and Julianne Kearney, are hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiffs in any manner, directly or indirectly.**
The Plaintiff, Ashley St. Angelo, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Defendants in any manner directly or indirectly.
 3. **This restraining order shall expire on 4/29/21.**
- 4. OTHER:**

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, AIDAN KEARNEY, FORTHWITH.

Entered as an Order of the court on 4/7/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff Ashley Saint Angelo PPA Anthony St, Angelo v. Defendant Aidan Kearney and Julianne Kearney	Civil Action File Number PC-2021-00224
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Licht Judicial Complex
 Providence/Bristol County
 250 Benefit Street
 Providence RI 02903
 (401) 222-3250

MUTUL TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 04/29/2021 at 11:00 (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

- 1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
- 2. The Defendant's prayer for a Temporary Restraining Order is GRANTED.**
- 3. The Defendants, Aidan Kearney and Julianne Kearney, are hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiffs in any manner, directly or indirectly.**
- 4. The Plaintiff, Ashley Saint Angelo, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Defendants in any manner.**
- 5. This restraining order shall expire on 4/29/21.**

A COPY OF THIS ORDER AND A COPY OF THE COMPLAINT SHALL BE SERVED UPON THE DEFENDANT, AIDAN KEARNEY, FORTHWITH.

Entered as an Order of the court on 4/7/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darigan Associate Justice



STATE OF RHODE ISLAND
SUPERIOR COURT

Plaintiff Ashley Saint Angelo v. Defendant Julianne Kearney Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	Civil Action File Number PC-2021-00224
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TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 04/07/2021 at 2:00pm (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

- 1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
- 2. The Defendant, Julianne Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.**
- 3. This restraining order shall expire on 4/7/21.**
- 4. OTHER:**

Entered as an Order of the court on 3/2/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk ENTER: /s/ Melissa E. Darigan Associate Justice
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STATE OF RHODE ISLAND

SUPERIOR COURT

Plaintiff Ashley Saint Angelo v. Defendant Aidan Kearney	Civil Action File Number PC-2021-00224
Licht Judicial Complex Providence/Bristol County 250 Benefit Street Providence RI 02903 (401) 222-3250	

TEMPORARY RESTRAINING ORDER

In the above-entitled cause it is ordered that the same be set down for hearing on the prayer(s) for a preliminary injunction contained in the Complaint on 04/07/2021 at 2:00pm (Courtroom 16, 4th Floor); and that, in the meantime and until further order of the court

- 1. The Plaintiff's prayer for a Temporary Restraining Order is GRANTED.**
- 2. The Defendant, Aidan Kearney, is hereby restrained from interfering with, molesting, harassing, threatening, annoying or contacting the Plaintiff in any manner, directly or indirectly.**
- 3. This restraining order shall expire on 4/7/21.**
- 4. OTHER:**

Entered as an Order of the court on 3/2/2021.	BY ORDER OF: /s/ Marybeth Rachiele Clerk
	ENTER: /s/ Melissa E. Darrigan Associate Justice